

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.07.2018

CORAM

THE HONOURABLE MRS. JUSTICE V.BHAVANI SUBBAROYAN

Writ Petition No. 16588 of 2008 and

M.P.Nos.01 & 02 of 2008

T. Rajendran

.. Petitioner

Versus

1. The Union of India rep
by its Secretary,
Ministry of Shipping, road Transport
and Highways Transport Bhavan,
No. 1, parliament Street,
New Delhi - 110 001.

2. The Chennai Port Trust,
Rep. By its Chairman,
Chennai - 600 001.

.. Respondents

Prayer: This Writ petition has been filed under Article 226 of the Constitution of India to issue a writ of declaration that the entire recruitment process for the post of Diesel Loco Driver in Chennai Port Trust pursuant to the second respondent's proceedings made in No. CME/EA1/365/2008/Estt. Dated 26.05.2008 as null and void and the same is tainted with capriciousness, arbitrariness coupled with extraneous consideration and consequently direct respondents 1 & 2 to conduct fresh recruitment for the said post of Diesel Loco Driver in a transparent manner by selecting qualified and meritorious candidates strictly adhering to the statutory regulations.

For Petitioner :Mr.L. Chandrakumar
For Respondent -1 :Mr.M.Ramesh (Senior Panel
Counsel)
For Respondent - 2:Mr. Palanimuthu

ORDER

The petitioner has filed the writ petition to issue a writ of declaration that the entire recruitment process for the post of Diesel Loco Driver in Chennai Port Trust pursuant to the

second respondent's proceedings made in No. CME/EA1/365/2008/Estt. Dated 26.05.2008 as null and void and the same is tainted with capriciousness, arbitrariness coupled with extraneous consideration and consequently direct respondents 1 & 2 to conduct fresh recruitment for the said post of Diesel Loco Driver in a transparent manner by selecting qualified and meritorious candidates strictly adhering to the statutory regulations.

2. The learned counsel for the respondent would contend that another W.P.No. 13864 of 2008 was filed by another employee for the same cause of action and it was allowed in favour of the employees and the selection which was made earlier was set aside and fresh selection was made.

3. The learned counsel for the second respondent would further submit that the entire proceedings has been completed and nothing survives for adjudication. Hence in view of the same, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS-V)

// True Copy//

Sub Assistant Registrar

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To.

1. The Ministry of Shipping, road Transport and Highways Transport Bhavan,
No. 1, parliament Street,
New Delhi - 110 001.
2. The Chennai Port Trust,
Rep. By its Chairman,
Chennai - 600 001.

+1cc to Mr.L.Chandrakumar, Advocate, sr.no.47897

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RMP (28/09/2018)