

IN THE HIGH COURT OF JUDICATURE AT MADRAS

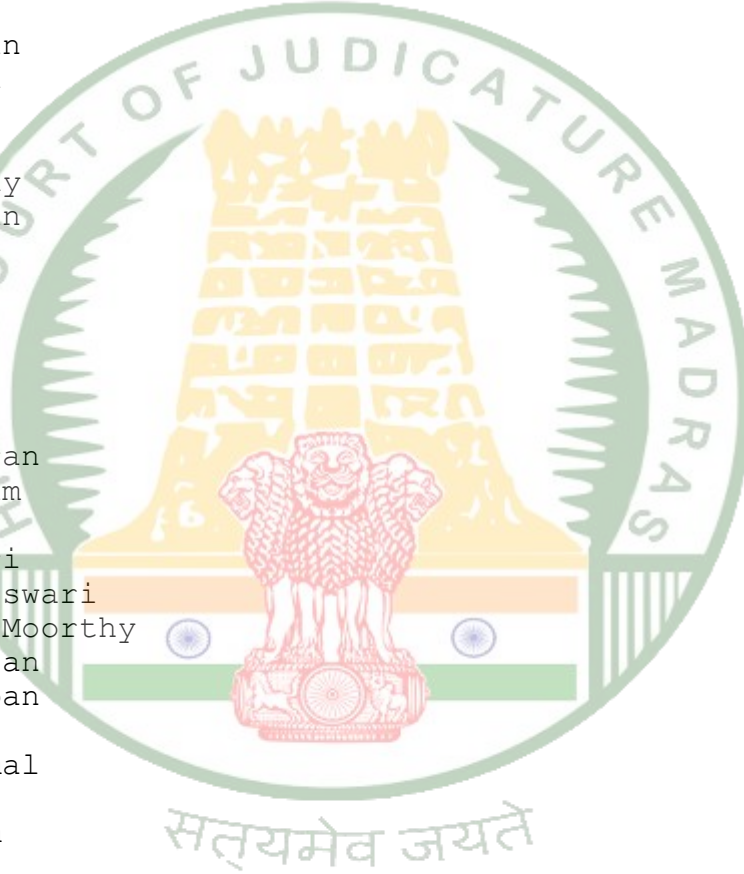
DATED: 21.12.2018

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

W.P.No.30593 of 2017
and
W.M.P.No.33501 of 2017

1 C.Rajendran
2 M.Krishnan
3 D.Shanthi
4 R.Kalpana
5 S.Hemavathy
6 R.Markandan
7 M.Janaki
8 D.Raman
9 K.Murugan
10 S.Murugan
11 M.Murugan
12 K.Kannan
13 P.Damodharan
14 P.Vinayagam
15 T.Murugan
16 K.Gayathiri
17 G.Uma Maheswari
18 J.Krishna Moorthy
19 M.Venkatesan
20 D.Padmanaban
21 K.Ramesh
22 E.Muniyammal
23 K.Mari
24 G.Arumugam
25 T. Shanthi
26 K. Violet
27 A. Govindammal
28 G. Moses
29 S. Murugan
30 R. Ramalingam
31 J.Munusamy
32 K. Elumalai
33 A. Inbam



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..Petitioners

Vs

1. The State of Tamilnadu
rep by its Principal Secretary to Government,
Adi Dravidar & Tribal Welfare Department,
Secretariat Fort St. George, Chennai-600 009
2. The Director of Adi
Dravidar Welfare, Chepauk,
Chennai-600 005
3. The District Adi Dravidar
& Tribal Welfare Officer,
Thiruvallur District,
Thiruvallur.

...Respondents

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the respondents to regularise the service of the petitioners in the post of Sanitary Worker with regular time scale of pay on par with regularly appointed Sanitary Workers in the Adi dravidar welfare Department with all consequential and other attendant benefits including arrears of salary within a time frame to be fixed by this Court.

For Petitioners : Mr.G.Sankaran

For Respondents : Mr.I.Sathish,
Additional Government Pleader

O R D E R

This writ petition is filed seeking for a Mandamus to direct the respondents to regularise the service of the petitioners in the post of Sanitary Worker with regular time scale of pay on par with regularly appointed Sanitary Workers in the Adi dravidar Welfare Department with all consequential and other attendant benefits including arrears of salary.

2. Heard Mr.G.Sankaran, learned counsel for the petitioners and Mr.I.Sathish, learned Additional Government Pleader appearing for the respondents.

3. The petitioners claim that they are working as sanitary workers from 2011 onwards and their service is yet to be regularised. Seeking for the benefit of regularisation with all other attendant benefits, the petitioners seem to have sent individual representation dated 25.10.2017 to the respondents. It is stated that the said representation is still pending and not to be considered.

4. Learned counsel appearing for the petitioners submitted that the claim of the petitioners is to be considered based on G.O.Ms.No.385, Finance Department, dated 01.10.2010.

5. Since the representations made by the individual petitioners are yet to be considered, this Writ Petition is disposed of, without expressing any view on the merits of the claim made by the petitioners, only with a direction to the first respondent to consider the representations of the petitioners and pass orders on the same on merits and in accordance with law, also by taking note of G.O.Ms.No.385 Finance Department dated 01.10.2010, if the said Government Order is applicable to the case of the petitioners. Such exercise shall be done by the first respondent within a period of twelve weeks from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

vsi

To

1. The Principal Secretary to Government,
Adi Dravidar & Tribal Welfare Department,
Secretariat Fort St. George, Chennai-600 009
2. The Director of Adi
Dravidar Welfare, Chepauk,
Chennai-600 005
3. The District Adi Dravidar
& Tribal Welfare Officer,
Thiruvallur District,
Thiruvallur.

+1cc to Mr.G.Sankaran, Advocate, S.R.No.89950
+1cc to the Government Pleader, S.R.No.89936

W.P.No.30593 of 2017

AD(CO)
CS(23/01/2019)