



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.02.2018

WEB COPY

CORAM:

**THE HONOURABLE Mr.JUSTICE T.S.SIVAGNANAM
AND
THE HONOURABLE Mrs.JUSTICE R.THARANI**

W.A. (MD) .Nos.134 and 135 of 2018
and
C.M.P. (MD) Nos.699 and 700 of 2018

W.A. (MD) No.134 of 2018:

1. The Secretary,
Transport Department,
Fort St. George,
Chennai 600 009.
2. The Transport Commissioner,
O/o. The Transport Commissioner,
Chepauk,
Chennai-5.
3. The Regional Transport Officer,
O/o. The Regional Transport Officer,
Tenkasi,
Tirunelveli District. ... Appellants

Vs.

P.Karuthathurai ... Respondent

PRAYER: This appeal is filed under Clause 15 of Letters Patent, to set aside the order dated 28.08.2017 in W.P.(MD)No.23917 of 2016.

Prayer in WP(MD)No.23917/ 2016 :

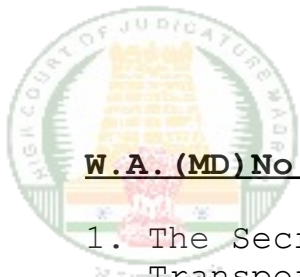
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari to call for the records pertaining to the impugned order in Proc.No.6521/R3/2016 (E.O.No.325/2016) dated 01.12.2016 on the file of the Respondent No.2 and quash the same as illegal.

For Appellants

: Mr.V.R.Shanmuganathan

For Respondent

: Mr.S.Louis

**W.A. (MD) No.135 of 2018:**

1. The Secretary,
Transport Department,
Fort St. George,
Chennai 600 009.
2. The Principal Secretary,
The Transport Commissioner,
O/o. The Transport Commissioner,
Chepauk,
Chennai-5.
3. The Regional Transport Officer,
O/o. The Regional Transport Officer,
Tenkasi,
Tirunelveli District.

... Appellants

Vs.

- 1.P.Karuthathurai
- 2.S.Jaffer Ali Ahamed

... Respondents

PRAYER: This appeal is filed under Clause 15 of Letters Patent, to set aside the order dated 28.08.2017 in W.P.(MD)No.11768 of 2017.

Prayer in WP(MD)No.11768/ 2017 :

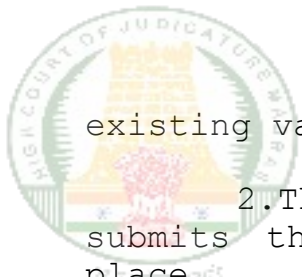
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records pertaining to the impugned order in Proc. No. 6521/R3/2017 (E.O.No.386/2017) dated 19.06.2017 on the file of the Respondent No. 2 and quash the same as illegal and pass any further or other orders as this Hon'ble court.

For Appellants : Mr.V.R.Shanmuganathan
For Respondent No.1 : Mr.S.Louis

COMMON JUDGMENT

(Judgment of this Court was delivered by T.S.SIVAGNANAM, J)

These appeals by the state, are directed against the order passed in W.P(MD).Nos.23917 of 2016 and 11768 of 2017, which was filed questioning the order of transfer. During the pendency of the said writ petitions, on account of interim direction issued by this Court, the second appellant by order dated 09.02.2018, cancelled the order dated 01.12.2016 and posted the writ petitioner to the Regional Transport Office, Marthandam, Kanyakumari District in an



existing vacancy.

2. The learned counsel for the respondent/writ petitioner submits that the writ petitioner has joined in the transferred place.

WEB COPY

3. In view of the aforesaid order passed by the second appellant dated 09.02.2018, these writ appeals are disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (Crl.side)

/True Copy/

Sub Assistant Registrar

To

1. The Secretary,
Transport Department,
Fort St. George,
Chennai 600 009.
2. The Transport Commissioner,
O/o. The Transport Commissioner,
Chepauk,
Chennai-5.
3. The Regional Transport Officer,
O/o. The Regional Transport Officer,
Tenkasi, Tirunelveli District.

+ 1 CC TO Mr.S.LOUIS, ADVOCATE IN SR No. 48755

+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 48819 & 49320

MRN/RMK

TE/KKR/SAR-4 : 02/03/2018 : 3P/6C

W.A. (MD) .Nos.134 and 135 of 2018
14.02.2018