



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.04.2018

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

W.P.(MD) No.7992 of 2018

Kaliappan

... Petitioner

Vs.

1. The Director,
Adi Dravidar Welfare Department,
Ezhilagam,
Chepauk,
Chennai-600 005.
2. The District Adi Dravidar and Tribal Welfare Officer,
Dindigul District,
Dindigul.
3. The Headmaster,
Government Adi Dravidar Welfare Higher Secondary School,
Muruganpatti,
Dindigul District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the Respondents 1 and 2 herein to promote the petitioner to the post of B.T.Assistant (Social Science) as per G.O.(Ms) No.134, dated 15.07.2007.

For Petitioner : Mr.J.Lawrance

For Respondents : Mrs.S.Srimathy,
Special Government Pleader

ORDER

The prayer sought for in this writ petition is for a Writ of Mandamus directing the Respondents 1 and 2 herein to promote the petitioner to the post of B.T.Assistant (Social Science) as per G.O.(Ms) No.134, dated 15.07.2007.

2.Heard Mr.J.Lawrence, the learned counsel appearing for the petitioner and heard Mrs.S.Srimathy, learned Special Government Pleader appearing for the respondents.



3.The petitioner's grievance is that the petitioner is working as a Physical Education Teacher. Since he is qualified to the post of B.T. Assistant in Social Science, he had been requesting for the same from the year 2015, as he had been given representation to that effect on various dates in the year 2015, 2016 and 2018 respectively. The first such representation was made on 17.03.2015 and last such representation was made by the petitioner on 13.02.2018. However, the respondents have not considered the request of the petitioner. Therefore, the learned counsel appearing for the petitioner submits that if the request of the petitioner made through the said representations is considered and an order to that effect is passed by the respondents, the petitioner will be satisfied.

4.Heard Mrs.S.Srimathy, learned Special Government Pleader appearing for the respondents in this regard.

5.In view of the innocuous prayer now sought for by the learned counsel appearing for the petitioner, this writ petition is disposed of at the admission stage itself with consent of both sides with the following directions:

"There shall be a direction to the first respondent to consider the request of the petitioner regarding the promotion from the post of Physical Education Teacher to B.T. Assistant (Social Science) by way of one and last such representation dated 13.02.2018 and pass orders thereon, on merits in accordance with law within a period of six weeks from the date of receipt of a copy of this order."
No costs.

Sd/-
Assistant Registrar(CS-III)

/True Copy/

Sub Assistant Registrar

To

1. The Director,
Adi Dravidar Welfare Department,
Ezhilagam, Chepauk,
Chennai-600 005.
2. The District Adi Dravidar and Tribal Welfare Officer,
Dindigul District,



3. The Headmaster,
Government Adi Dravidar Welfare Higher Secondary School,
Muruganpatti,
Dindigul District.

+ 1 cc TO Mr.J.Lawrance , Advocate in SR No. 60999

+ 1 cc TO The Special Government Pleader in SR No. 61349

rmi

AE/KKR/SAR2/26.04.2018/3P/6C

W.P. (MD) No.7992 of 2018
12.04.2018