



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.05.2018

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P. (MD) .No.11567 of 2018

A.Subramanian

... Petitioner

Vs.

1. The Secretary to Government,
Municipal Administration and Water Supply Department,
Fort St.George, Chennai - 9.

2. The Commissioner of Municipal Administration,
Chepauk, Chennai - 600 005.

3. The Commissioner,
Tiruchirapalli Municipal Corporation,
Tiruchirapalli.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the third respondent to implement the order of the second respondent in Na.Ka.No.2404/2018/Maa.Na.A2, dated 09.04.2018 in the light of G.O.Ms.No.35, Municipal Administration and Water Supply Department, dated 07.03.2008 and the consequential G.O.(Ms.)No.93, Municipal Administration and Water Supply Department, dated 08.06.2009 within a time frame as stipulated by this Court.

For Petitioner : Mr.C.Arul Vadivel Alias Sekar

For R-1 and R-2 : Mr.N.Shanmuga Selvam
Additional Government Pleader

For R-3 : Mr.N.S.Karthikeyan

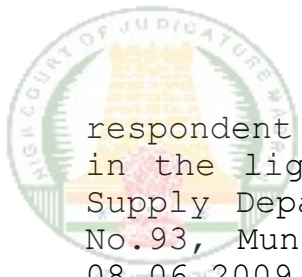
ORDER

Mr.N.Shanmuga Selvam, learned Additional Government Pleader takes notice for R1 and R2. Mr.N.S.Karthikeyan, learned counsel takes notice for R3.

2. By consent, the writ petition itself is taken up for final hearing.

<https://hcservices.ecourts.gov.in/hcservices/>

3. The petitioner has come up with the present writ petition, to direct the third respondent to implement the order of the second



respondent passed in Na.Ka.No.2404/2018/Maa.Na.A2, dated 09.04.2018, in the light of G.O.(Ms.)No.35, Municipal Administration and Water Supply Department, dated 07.03.2008 and the consequential G.O.(Ms.) No.93, Municipal Administration and Water Supply Department, dated 08.06.2009.

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4.The petitioner has given representations, dated 18.04.2018 and 03.05.2018 to the third respondent seeking to consider his case pursuant to the recommendation made by the second respondent, by his letter dated 09.04.2018 directing the third respondent to include the name of the petitioner in the seniority panel of Assistant from 07.03.2008, in the light of G.O.(Ms.)No.35, Municipal Administration and Water Supply Department, dated 07.03.2008. Since no action was taken, the petitioner has filed the present writ petition.

5.Considering the facts and circumstances of the case, without going into the merits of the case, the Writ Petition is disposed of, directing the third respondent to consider the petitioner's representations, dated 18.04.2018 and 03.05.2018, on merits and in accordance with law and pass appropriate orders, after giving personal opportunity of hearing to the petitioner, in the light of the recommendation letter of the second respondent, dated 09.04.2018 and G.O.(Ms.)No.35, dated 07.03.2008, within a period of two weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar (AD-I)

True Copy/

Sub Assistant Registrar

To

1. The Secretary to Government,
Municipal Administration and Water Supply Department,
Fort St.George, Chennai - 9.
2. The Commissioner of Municipal Administration,
Chepauk, Chennai - 600 005.
3. The Commissioner,
Tiruchirapalli Municipal Corporation,
Tiruchirapalli.

+ 1 CC TO Mr.C.ARUL VADIVEL @ SEKAR, ADVOCATE IN SR No. 66236

LS/RJ2

TE/JC/SAR-4 : 06/06/2018 : 2P/5C