



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.03.2018

CORAM :

WEB COPY

**THE HONOURABLE MS.INDIRA BANERJEE, CHIEF JUSTICE
AND
THE HONOURABLE MR.JUSTICE P.RAJAMANICKAM**

W.A(MD)No.1291 of 2017
and
C.M.P(MD)No.8978 of 2017

G.Vanitha Valarmathi

... Appellant

vs.

1)The Member Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Chennai.

2)The Chairman Sub Committee,
Tamil Nadu Uniformed Services Recruitment Board,
Virudhunagar Range,
Virudhunagar.

... Respondents

Appeal filed under Clause 15 of Letters Patent, against the order dated 17.08.2017 made in W.P(MD)No.14489 of 2017 on the file of this Court.

Prayer in WP(MD). 14489/ 2017 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Certiorarified Mandamus calling for the records relating to the impugned order vide C.No.R2/150/2017 dated 31.07.2017 on the file of the 2nd respondent and quash the same and direct the respondents to hold re-measurement of the Petitioner's height and proceed with further process in the Common Recruitment for the posts of Gr.II Police Constables (Men, Women & Third Gender), Gr.II Jail Warders (Men & Women) and Firemen for the year 2017.

For Appellant : Mr.T.Lenin Kumar

For Respondents : Mr.B.Pugalendhi
Additional Advocate General assisted by
Mr.A.K.Baskarapandian
Special Government Pleader

JUDGMENT

(Judgment of the Court was delivered by
THE HON'BLE THE CHIEF JUSTICE)

This appeal is against the judgment and order dated 17.08.2017 passed by the learned Single Bench rejecting the writ petition which was directed against rejection of the candidature of the petitioner/appellant for the post of Police Constable Grade-II of Tamil Nadu Police.

2.The requisite height for appointment as Grade-II Police Constable is 170 cms for men and 159 cms for women. From the judgment and order under appeal, it appears that on physical measurement, the height of the appellant was found to be 158 cms and upon digital measurement, it was found to be 157.7 cms.

3.Since the appellant did not satisfy the requisite height criteria, her candidature was rejected. It is not for the Writ Court either to waive or relax the eligibility criteria with regard to the minimum height or to adjudicate factual disputes with regard to the correctness of the measurement of height by the authorities concerned. There is no infirmity in the judgment and order under appeal.

4. This Writ Appeal is therefore dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar

To

1)The Member Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Chennai.

2)The Chairman Sub Committee,
Tamil Nadu Uniformed Services Recruitment Board,
Virudhunagar Range, Virudhunagar.

+One CC TO M/s.T.Leninkumar, Advocate, SR.No.59155

+One CC to The Special Government Pleader, SR.No.59203

bala/sj

RL/5C/2P/KK/SAR1/16/4/2018

JUDGMENT MADE IN

W.A (MD) No.1291 of 2017

28.03.2018