



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.08.2018

CORAM:

THE HONOURABLE Mr. JUSTICE S. VAIDYANATHAN

W.P. (MD) No. 7080 of 2014

and M.P. (MD) No. 1 of 2014

R. Marimuthu

... Petitioner

Vs.

1. The Managing Director,
Office of the Managing Director,
Tamil Nadu Civil Supply Corporation,
Head Office, Kilpauk,
Chennai - 10.

2. The General Manager,
Administration,
Tamil Nadu Civil Supply Corporation,
Head Office, Kilpauk,
Chennai - 10.

3. The Regional Manager,
Tamil Nadu Civil Supply Corporation,
Sivagangai Region,
Collector Office Campus,
Sivagangai.

... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to permit the petitioner to join duty as Bill Clerk in the 3rd respondent office by considering the petitioner's representation NIL within the time stipulated by this Court.

For Petitioner : Mr. R. Alagumani

For Respondents : Mr. D. Mayarajan

Standing Counsel for TNCSC

ORDER

The petitioner has come forward with the present Writ petition to issue a Writ of Mandamus, directing the respondents to permit the petitioner to join duty as Bill Clerk in the 3rd respondent office by considering his representation NIL within a time frame.

2. The case of the petitioner is that on initiation of the proceedings under Sections 138 and 142 of Negotiable Instruments Act, the petitioner has been convicted by judgment dated 07.01.2010 in S.T.C.No.16 of 2008 passed by the Judicial Magistrate, Devakottai and on appeal, the same was confirmed by judgment dated 15.03.2013 in C.A.No.10 of 2010 passed by the Sessions Court, Sivagangai, against which, a revision case in CrI.R.C.(MD)No.473 of 2010 is



pending before this Court.

3.The learned counsel for the petitioner submitted that the petitioner has already repaid the amount from whom he borrowed.

4.The learned standing counsel for the respondents, by filing a counter affidavit, submitted that the petitioner has already been removed from service.

5.As the petitioner has already been removed from service, this Court is of the view that the purpose of considering the representation of the petitioner for reemployment cannot be acceded to. Accordingly, this Writ petition is dismissed. No costs. Consequently, connected M.P.is closed.

Sd/-
Assistant Registrar (P&A)

/True Copy/

Sub Assistant Registrar (CS-I)

To

1.The Managing Director,
Office of the Managing Director,
Tamil Nadu Civil Supply Corporation,
Head Office, Kilpauk,
Chennai - 10.

2.The General Manager,
Administration,
Tamil Nadu Civil Supply Corporation,
Head Office, Kilpauk,
Chennai - 10.

3.The Regional Manager,
Tamil Nadu Civil Supply Corporation,
Sivagangai Region,
Collector Office Campus,
Sivagangai.

+1CC to Mr.D.MAYARAJAN ADVOCATE IN SR.No.78081.

NBJ

DS SKN SAR-1;04.09.2018; 2P/5C

W.P. (MD) No.7080 of 2014

and M.P. (MD) No.1 of 2014
10.08.2018