

HON' BLE SRI JUSTICE SURESH KUMAR KAIT
&
HON' BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.A. No. 253 of 2018
&
W.P.Nos.32081 of 2011 and 9863 of 2015

JUDGMENT:- (ORAL)

(Per Hon' ble Sri Justice Suresh Kumar Kait)

This appeal is preferred against the order dated 02.02.2018 in W.P.No. 3211 of 2018 passed by the learned Single Judge of this Court.

A perusal of the aforesaid order reveals that the learned Single Judge, while dismissing the writ petition, recorded the statement of Smt. A.Deepthi, learned Standing Counsel for TSGENCO that the posts advertised at that point of time had already been filled up, therefore, no useful purpose would be served by directing the 1st respondent to consider the petitioners' representation dated 25.01.2018.

The learned counsel for the appellants has drawn the attention of this Court to page No.177 of the material papers, which shows that 196 posts were carried forward. Thus, the statement made by the Standing Counsel before the learned Single Judge is not correct.

It is not in dispute that the appellants had earlier made representation and since that was not considered by the respondents, the appellants filed W.P.Nos. 32081 of 2011 and W.P.No. 9863 of 2015 and the same are pending adjudication.

Keeping in view the averments made in the writ petition and the submissions of the learned counsel for both the parties, we deem it appropriate to direct the respondents to dispose of the representation dated 25.01.2018.

Accordingly, we direct the respondents to consider the representation dated 25.01.2018 said to have been made by the appellants and pass reasoned order thereon, in accordance with law, within a period of three weeks from the date of receipt of a copy of this order and the decision that may be taken shall be communicated in writing to the appellants within a period of one week thereafter.

With the above direction, the Writ Appeal is disposed of.

In view of the judgment passed by this Court in W.A.No. 253 of 2018, dated 09.03.2018, no further orders are required to be passed in W.P.Nos.32081 of 2011 and 9863 of 2015, and the same are accordingly closed. No order as to costs.

As a sequel, Miscellaneous Petitions, if any pending, shall stand disposed of as infructuous.

09.03.2018

SURESH KUMAR KAIT, J

bcj

ABHINAND KUMAR SHAVILI, J