

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.03.2019

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.17349 of 2007

C.Selvaraj

..Petitioner

-vs-

1. The Director of Major Panchayats
Kuralagam
Chennai 600 108

2. Assistant Director of Major Panchayats
Madurai Region
Madurai

3. The District Collector
Theni District
Theni

4. The Executive Officer
Palanichettipatty Town Panchayat
Palanichettipatty Post 625 553
Theni District

...Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the second respondent to regularise the service of the petitioner and to fix the scale of pay and to pay other monetary benefits from the date of regularisation.

For Petitioner :: Ms.G.Sharmila
Amicus Curiae

For Respondents :: Mr.M.Elumalai
Government Advocate

ORDER

Mr.C.Selvaraj, while serving as Office Assistant in the fourth respondent Panchayat, filed Original Application No.4199 of 2003 on the file of the Tamil Nadu Administrative Tribunal, Chennai on 15.12.2003 seeking a mandamus directing the second respondent to regularise his service and to pay the consequential monetary benefits. After the abolition of the

Tribunal, the matter was transferred to this Court and renumbered as W.P.No.17349 of 2007. Since no one appeared for the petitioner, this Court appointed the learned counsel Ms.G.Sharmila as amicus curiae to assist the Court on behalf of the petitioner.

2. When the matter was taken up for hearing, Mr.M.Elumalai, learned Government Advocate for the respondents submitted that the prayer has become infructuous, since the petitioner was dismissed from service by order dated 30.12.2016. The said order has also been placed on record.

3. A perusal of the said order shows that the petitioner is not in service, since he was already dismissed by order dated 30.12.2016. This Court also places on record its appreciation for the assistance rendered by the amicus curiae in the matter. Accordingly, the writ petition is dismissed as infructuous. No costs.

Sd/-

Assistant Registrar(CS VIII)

//True Copy//

Sub Assistant Registrar

ss

To

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Chennai 600 108
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+1cc to the Government Pleader, S.R.No.29129

W.P.No.17349 of 2007

AD(CO)

RRS (06/05/2019)