

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.02.2019

CORAM:

THE HONOURABLE Mr.JUSTICE T.RAJA

W.P. No. 26612 of 2008
and M.P.Nos.1 & 2 of 2008

R.Rajeswari

.. Petitioner

-vs-

The Superintendent of Police,
Special Branch C.I.D.,
Chennai - 600 004.

.. Respondent

Petition filed under Article 226 of the Constitution of India for the issuance of a Writ of Certiorarified Mandamus calling for the entire records of the respondent pertaining to order dated 12.04.2005 in Ka.No.TB.Pani 2(1)/527/36305/01 and quash the same and direct the respondent to provide appointment to the petitioner on her educational qualification on compassionate ground.

For petitioner : Mr.T.Subramanian

For respondent : Mr.K.Ravikumar
Additional Government Pleader

ORDER

The petitioner has come to this Court challenging the impugned order Ka.No.TB.Pani 2(1)/527/36305/01 dated 12.04.2005 passed by the respondent and seeking a direction to the respondent to provide appointment on her educational qualification on compassionate ground.

2.It is seen that at the time of filing the writ petition, the petitioner was aged about 27 years. After pendency of ten years, the petitioner is now aged about 38 years, which is over and above the age limit of 35 years as per 54-A of the Tamil Nadu State and Subordinate Service Rules. It is necessary to extract the same as under:

54-A. Age concessions for appointment on compassionate grounds.

Notwithstanding anything contained in the Special Rules for various State and Subordinate Services regarding the maximum age limit for appointment by direct recruitment, in the case of appointment by compassionate grounds, the maximum age limit shall be 35 years in respect of the sons or the unmarried daughters and 50 years in respect of wife or husband of the Government servant, who died in harness while in service, or retired from service on medical invalidation before attaining the age of 53 years, as the case may be.

3. In view of the above Rules prescribing maximum age limit of 35 years in respect of the sons or the unmarried daughters in the case of appointment by compassionate grounds, the prayer in the writ petition seeking compassionate appointment has become infructuous as the petitioner is ineligible for getting the same.

4. Accordingly, the writ petition is dismissed as infructuous. Consequently, connected M.Ps. are closed. No costs.

Sd/-

Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

vga

To

The Superintendent of Police,
Special Branch C.I.D.,
Chennai - 600 004.

सत्यमेव जयते

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SU(CO)
CS/26/03/2019

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