

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.01.2019

CORAM

THE HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.2674 of 2019

R.Meharaj

.... Petitioner

Vs

1.The Principal Secretary-cum-Commissioner
Government of Tamilnadu Agricultural
Production, Fort St.George, Chennai-9.

2.The Chief Engineer, Agricultural Engineering
Department, Nandanam,
Chennai-35.

.... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the respondents to permit the petitioner to retire from service with effect from 31.03.2019 in the light of the representations dated 28.11.2016 and 26.12.2018 and pass such other orders as may be deemed fit.

For Petitioner : Mr.V.Vijayshankar

For Respondent : Mr.A.N.Thambidurai,
Special Government Pleader

O R D E R

***The petitioner was working as Junior Engineer and he has got involved in the criminal case in Spl.C.No.2 of 2017, which is pending.** The petitioner made several representations to the respondents seeking permission to retire, the last one was dated 26.12.2018, which were not considered. As the same were not considered, the petitioner has filed the present writ petition seeking appropriate relief. Learned counsel for the petitioner submits that the co-accused (Accused No.13) in the said criminal case was permitted to retire and petitioner seeks similar relief to be extended to him.

2. Mr.A.N.Thambidurai, learned Special Government Pleader takes notice on behalf of the respondent and submits that the representation of the petitioner would be considered on merits

and in accordance with law, within the time stipulated by this Court.

3. Considering the facts and circumstances of the case, without going into the merits of the matter, the respondents are directed to consider the representation of the petitioner dated 26.12.2018, on merits and in accordance with law, and in the light of the order passed in favour of co-accused (Accused No.13) in the criminal case, and pass orders after affording an opportunity of personal hearing to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order. The writ petition is disposed of in the above terms. No costs.

Sd/-

Assistant Registrar(CS IV)

Dated:12/02/2019

*Corrected as per the order of this Court dated 22/2/2019 made in W.P.No.2674 of 2019

Sd/-

Assistant Registrar(CS IV)

Dated:07/03/2019

//True Copy//

Sub Assistant Registrar

To

1.The Principal Secretary-cum-Commissioner
Government of Tamilnadu Agricultural
Production, Fort St.George, Chennai-9.

2.The Chief Engineer, Agricultural Engineering
Department, Nandanam, Chennai-35.

To be substituted
to the order
Already despatched
on 21/2/2019

+1cc to Mr.V.Vijay Shankar, Advocate **Sr.17064**

+1cc to the Government Pleader Sr.8783

W.P.No.2674 of 2019

srg 13/03/2019