

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.10.2019

CORAM :

The HON'BLE MR.JUSTICE M.DURAI SWAMY

W.P.Nos.4288 & 7414 of 2004
and W.P.M.P.No.5054 of 2004

V.Sivasankar

.. Petitioner in both W.Ps

Vs.

The Tamil Nadu Cements Corporation Ltd.,
(A Government of Tamil Nadu undertaken)
rep by its Deputy General Manager,
Ariyalur,
Perambalur District - 621 729.

.. Respondent in both W.Ps

W.P.No.4288 of 2004 filed under Article 226 of the Constitution of India praying for issue of Writ of certiorarified mandamus calling for the records relating to the proceedings made in Ref.No.ACW/Per-2/2004 dated 07.02.2004 issued by the respondent and quash the same and direct the respondent to reinstate the petitioner in service with all attendant benefits.

W.P.No.7414 of 2004 filed under Article 226 of the Constitution of India praying for issue of Writ of certiorarified mandamus calling for the records relating to the proceedings made in Ref.No.ACW/PL-2/2004 dated 09.03.2004 issued by the respondent and quash the same so far it relates to exempting him from attending the duty and consequently forbear the respondent from preventing the petitioner from attending the duty.

For Petitioner : Mr.G.Ethirajulu (in both W.Ps.)

For Respondent : A.Sivaji (in both W.Ps.)

COMMON ORDER

Mr.G.Ethirajulu, learned counsel appearing for the petitioner submitted that the Writ Petitions have been filed against the order of suspension and that the petitioner had retired from service on 31.07.2019, hence, nothing survives for adjudication in the Writ Petitions. Further, the learned counsel

submitted that he would contest the criminal proceedings in accordance with law. The learned counsel also made an endorsement to that effect.

2.In view of the same, the Writ Petitions are dismissed as infructuous. It is open to the petitioner to contest the criminal proceedings in accordance with law. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

TO:

The Deputy General Manager,
Tamil Nadu Cements Corporation Ltd.,
(A Government of Tamil Nadu undertaken)
Ariyalur,
Perambalur District - 621 729.

+1cc to A.Sivaji, Advocate sr.85812

W.P.Nos.4288 & 7414 of 2004
and W.P.M.P.No.5054 of 2004

vgi(co)
nr 12/11/2019

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