

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.01.2019

CORAM :

THE HON'BLE MR. JUSTICE D. KRISHNAKUMAR

W.P.No. 26741 of 2011  
and  
M.P. No. 1 of 2011

Ramkumar

.. Petitioner

Vs.

1. Union of India  
Rep. By its Secretary to  
Government  
Ministry of Home Affairs  
New Delhi.
2. The Director General  
Central Industrial Security  
Force, Head Quarters,  
CGO Complex, Lodhi Road  
New Delhi - 110 003
3. The Inspector General  
Central Industrial Security  
Force, South Sector  
Head Quarters  
Near War Memorial  
Chennai Port Trust  
Chennai- 600 009.
4. The Deputy Inspector General  
Central Industrial Security Force,  
South Zone Head Quarters  
Besant Nagar, Chennai -90.
5. The Commandant  
4 National Disaster Response  
Force Battalion  
Suraksha Campus Post  
Arokkonam, Vellore District.  
Tamil Nadu -631 152.

..Respondents

PRAYER: The Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the respondents to pass orders on the representation of the petitioner dated 13.09.2011 by promoting the petitioner to the post of Head Constable Clerk and provide light duties and pass such further orders.

For Petitioner : Mr.A.S. Mujibur Rahman

For Respondents : Mr.B. Rama Ratnam, CGSC

O R D E R

The Writ Petition has been filed seeking to direct the respondents to pass orders on the representation of the petitioner dated 13.09.2011 by promoting the petitioner to the post of Head Constable Clerk and provide light duties.

2. The learned counsel for the petitioner would submit that the petitioner made a representation on 13.09.2011, to the Central Industrial Security Force, New Delhi requesting him to provide appointment to the post of Head Constable Clerk under medical grounds, since the petitioner was injured in the left leg while jumping from Helicopter. Taking into consideration the fact that he sustained injury and got handicapped during employment, he sought to provide light duty. No orders have been passed by the respondent on the petitioner's representation. Therefore, the present writ petition is filed before this Court.

3. Learned counsel representing the respondents would submit that as per rule, if the petitioner is entitled to be provided an alternative job, depending upon the injury sustained by him, the same would be considered.

4. In the light of the above submission, the 2<sup>nd</sup> respondent is directed to consider the petitioner's representation dated 13.09.2011 and pass orders on merits, in accordance with law, as expeditiously as possible, preferably within a period of twelve weeks from the date of receipt of a copy of this order. It is also open to the petitioner to produce additional documents, if any, along with a copy of the representation, within a period of one week.

5. The Writ Petition is disposed of, on the above terms. Consequently, the connected Miscellaneous Petition is closed. No costs.

Sd/-  
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

To

1. The Secretary to Government  
Ministry of Home Affairs  
Union of India, New Delhi.
2. The Director General  
Central Industrial Security  
Force, Head Quarters,  
CGO Complex, Lodhi Road  
New Delhi - 110 003
3. The Inspector General  
Central Industrial Security Force,  
South Sector Head Quarters  
Near War Memorial  
Chennai Port Trust  
Chennai- 600 009.
4. The Deputy Inspector General  
Central Industrial Security Force,  
South Zone Head Quarters  
Besant Nagar, Chennai -90.
5. The Commandant  
4 National Disaster Response  
Force Battalion  
Suraksha Campus Post  
Arokkonam, Vellore District.  
Tamil Nadu -631 152.

+1cc to Mr.A.S. Mujibur Rahman, Advocate sr.6908

+1cc to Mr.B. Rama Ratnam, Advocate sr.7927

W.P.No. 26741 of 2011  
and

M.P. No. 1 of 2011

nr 19/03/2019