IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25-02-2019

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.5325 of 2019

U.Sivasankaran .. Petitioner

- Vs. -

1.The State of Tamil Nadu,
Represented by its Secretqary to Government,
Highways Department,
Secretariat,
Chennai-600 009.

2.The Director General,
Highways Department,
Chepauk,
Chennai-600 005.

3.The Superintendent Engineer (Construction and Maintenance),
Highways Department,
Tiruchi Circle,\
Tiruchi-20.

4.Divisional Engineer (H),
NABARD and Rural Roads,
Nagapattinam Division,
Nagapattinam. .. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the first respondent to consider the petitioner's representation dated 7.12.2018 praying to treat the period from 20.12.2013 to 14.9.2016 as compulsory wait.

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For Petitioner : Mr.R.Rengaramanujam

For Respondents : Mrs.P.Rajalakshmi,
Additional Government Pleader.

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O R D E R

The grievance of the writ petitioner is that the period of the interregnum period, during which the writ petitioner was referred to before the Medical Board, was not regulated so far. On account of this, the service benefits due to the writ petitioner are denied.

2. The authorities Competent are bound to regulate the period as compulsory wait is the claim of the writ petitioner. In this regard, the writ petitioner submitted a representation to the first respondent on 7.12.2018.

3. Thus, without going into the merits of the matter, the first respondent is directed to consider the representation submitted by the writ petitioner on 7.12.2018 and pass orders on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order. The writ petitioner is directed to enclose the copy of the abovesaid representation and all other relevant documents, if any, along with the order passed in this writ petition.

4. Accordingly, the writ petition stands disposed of. However, there shall be no order as to costs.

Sd/-
Assistant Registrar

//True copy//

Sub Assistant Registrar

Svn

To

1.The Secretary to Government,
State of Tamil Nadu,
Highways Department,
Secretariat,
Chennai-600 009.

2.The Director General,
Highways Department,
Chepauk,
Chennai-600 005.

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3.The Superintendent Engineer (Construction and
Maintenance),
Highways Department,
Tiruchi Circle,\
Tiruchi-20.

4.Divisional Engineer (H),
NABARD and Rural Roads,
Nagapattinam Division,
Nagapattinam.

+1cc to Mr.R.Rengaramanujam, Advocate SR.No.16918

+1cc to Government Pleader SR.No.18200

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SV(CO)
GMY(22/03/2019)

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