

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 30.10.2019

C O R A M

THE HON'BLE MR.JUSTICE SUBRAMONIUM PRASAD

W.P.No.28223 of 2013

and

W.M.P.Nos.35336 to 35338 of 2016

P.Sivakumar

... Petitioner

Vs.

Union of India rep. By  
The Joint Secretary,  
Department of Agricultural and Co-operation,  
Room No.237, Krishi Bhawan,  
Rasina Road, New Delhi - 110001.

... Respondent

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the respondent in whose hand the petition dated 14.06.2011 is pending to consider the case of the petitioner, as requested for in the said petition as quasi judicial officer and to do the needful to the petitioner based on the Rules and Regulations.

For petitioner : Mr.K.Raja

For Respondent : Mr.K.Raju, CGSC

ORDER

The instant writ petition is filed for a Writ of Mandamus, directing the respondent in whose hand the petition dated 14.06.2011 is pending to consider the case of the petitioner, as requested for in the said petition as quasi judicial officer and to do the needful to the petitioner based on the Rules and Regulations.

2. The brief facts are as under:

The petitioner was appointed as Peon in Tamil Nadu Circle Postal Co-operative Bank Ltd., Chennai on temporary basis and on consolidated pay of Rs.1,000/- per month and was absorbed on regular basis, with effect from 01.01.1998. The petitioner sought for leave on medical grounds, with effect from 20.12.2003. The petitioner reported for duty on 18.06.2009, after recovery from his ailment. He was removed from service with effect from 29.10.2005. The petitioner has challenged the

order of removal by filing an appeal to the President, Tamil Nadu Circle, Postal Co-operative Bank Ltd., Chennai, on 18.06.2009. The appeal is said to be pending.

3. Since the appeal has not been disposed of, the petitioner has filed the instant writ petition with the above mentioned prayer.

4. Admittedly, the appeal filed by the writ petitioner, is still pending with the President, Tamil Nadu Circle, Postal Co-operative Bank Ltd., Chennai, from 18.06.2009. No orders have been passed on the said appeal, even after lapse of 10 years.

5. The writ petition is disposed of by directing the respondent to direct the President, Tamil Nadu Circle, Postal Co-operative Bank Ltd., Chennai, to dispose of the appeal filed by the petitioner, pending before it, within a period of three months, from the date of receipt of a copy of this order. No Costs. Consequently, the connected writ miscellaneous petitions, are closed.

s/d-  
Assistant Registrar(CO)

True Copy

Sub-Assistant Registrar

dm  
To

1.The President  
Tamil Nadu Circle  
Postal Co Operative Bank Limited  
Chennai

2.The Joint Secretary,  
Union of India,  
Department of Agricultural and Co-operation,  
Room No.237, Krishi Bhawan,  
Rasina Road, New Delhi - 110001.

+1 CC to Mr.K.Raja, advocate sr 89875  
+1 CC to Mr.K.Raju, Advocate sr 89986.

W.P.No.28223 of 2013  
and

W.M.P.Nos.35336 to 35338 of 2016

RSK(CO)  
SP(13/11/2019)