

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :14.03.2019

CORAM

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

W.P.No.22300 of 2018
and
W.M.P.No.26135 of 2018

M.Veerabathiran

.. Petitioner

..vs..

1.The District Collector,
Kancheepuram.

2.The Special Officer / Block Development Officer,
Thiruporur Panchayat Union,
Kancheepuram District.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the first respondent not to appoint any Panchayat Secretary in the Mullipakkam Village, Tiruporur Taluk, Kancheepuram District till the Panchayat President elected and assumed charges as Panchayat President.

For Petitioner : Mr.R.Chandrasekaran

For Respondents: Mr.A.N.Thambidurai

Special Government Pleader for R1

Mr.S.Suresh Kumar

Government Advocate for R2

ORDER

The relief as such sought for in the present writ petition is for a direction to direct the first respondent not to appoint any Panchayat Secretary in the Mullipakkam Village, Tiruporur Taluk, Kancheepuram District till the Panchayat President elected and assumed charges as Panchayat President.

2. The relief as such sought for in the present writ petition is absolutely misconceived. The writ petitioner has not established any legal right in his prayer.

3. This being the factum, this Court is of an opinion that the grounds raised in the present writ petition is that the writ

petitioner is eligible and he should be appointed as Panchayat Secretary deserves no consideration.

4. The appointment to the post of Panchayat Secretary must be done in accordance with the rules in force and by following the procedures contemplated under law. While undertaking the process of selection, equal opportunity must be provided to all the persons and the writ petitioner is at liberty to submit his application, if any recruitment notification issued for the post of Panchayat Secretary.

5. With these directions, the writ petition stands disposed of. Consequently, connected miscellaneous petition is closed.

s/d-
Assistant Registrar (CS VI)

True Copy

Sub-Assistant Registrar

Pns
To

1. The District Collector,
Kancheepuram.

2. The Special Officer / Block Development Officer,
Thiruporur Panchayat Union,
Kancheepuram District.

+1 CC to Mr. P. Chandrasekaran, advocate sr 24575.

+1 CC to Govt. Pleader sr 25130.

W.P.No.22300 of 2018
and

W.M.P.No.26135 of 2018

KK (CO)
SP (12/04/2019)

WEB COPY