

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :18.06.2019

CORAM

THE HONOURABLE Mr. JUSTICE V.PARTHIBAN

W.P.No.16492 of 2018

1.D.C.Nathanieal  
2.V.Panirselvam  
3.C.Coumarane  
4.M.Srinivasan  
5.Durai Arokia Raj  
6.S.Sankaran  
7.M.Harikrishnan  
8.V.Jayakumar  
9.S.Rajendiran  
10.R.Staline  
11.K.Nandhagopal  
12.M.Arivoukarasy  
13.P.Chittibabu  
14.A.Asokumar  
15.A.Santharam  
16.Y.Irudhayaraj  
17.V.Venkadesan  
18.K.Suresh  
19.D.Balamourougan  
20.S.Abraham Lingan  
21.D.Dhaksinamurthi  
22.Aswin Kumar Varma

... Petitioners

Vs.

- 1.The Lieutenant Governor of Puducherry  
Government of Puducherry, Rajnivas  
Puducherry.
- 2.The Chief Secretary to Government,  
Government of Puducherry  
Secretariat, Puducherry - 605 001.
- 3.The Secretary to Government (Education),  
Government of Puducherry,  
Secretariat, Puducherry - 605 001.

- 4.The Director,  
Directorate of School Education,  
Government of Puducherry,  
Directorate of School Education,  
Perunthalaivar Kamarajar Centenary Educational Campus  
100 Feet Road, Anna Nagar,  
Puducherry - 605 005.
- 5.The Deputy Director of Sports and Youth Service,  
Office of the Director of Sports,  
Education Department Complex,  
Perunthalaivar Kamarajar Centenary Educational Complex,  
100 Feet Road, Anna Nagar,  
Puducherry - 605 005.
- 6.The Member Secretary,  
Puducherry State Sports Council,  
Indira Gandhi Sports Complex,  
Uppalam, Puducherry.
- 7.The Chairman,  
Puducherry State Sports Council,  
Indira Gandhi Sports Complex,  
Uppalam, Puducherry.
- .... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the respondents to regularize the services of the petitioners for the post of coach in their respective sports discipline by absorbing them to regular post of coach with relevant pay scale from the date of their initial appointment with all monetary and non monetary benefits.

For Petitioners: Mr.L.Chandrakumar  
For Mr.Prakash Adiapadam

For Respondents : Mr.Syed Mustafa  
Government Pleader (Pondy)

#### ORDER

The petitioners are working as Sports Coaches in various sports discipline. According to them, their services have not been regularised, despite they are being employed for long number of years. According to the petitioners, they have been representing to the authorities concerned to consider their case for regularisation, since they were recruited through proper channel after subjecting them to regular selection. According to the petitioners, all of them are fully qualified regular coaches in various sports discipline.

2. When the matter is taken up for hearing, on behalf of the respondents, Mr. Syed Mustafa, learned Government Pleader (Pondy) has entered appearance and filed counter affidavit.

3. Mr. L. Chandrakumar, learned counsel appearing for the petitioners would submit that the petitioners would be satisfied if the writ petition is disposed of with a direction to the 3<sup>rd</sup> respondent to pass appropriate orders on their representations, within a stipulated time.

4. In this connection, the learned counsel would draw the attention of this Court to the representation submitted through Puducherry Sports Council Coaches Association dated 08.10.2014 and 24.05.2016 etc. followed by individual representations dated 15.06.2016 and 04.04.2016 etc. Despite the representations submitted by the petitioners individually as well as on their behalf of Association, no result has been evoked from the end of the respondents. Therefore, the learned counsel makes a request to this Court to direct the 3<sup>rd</sup> respondent to dispose of the representations.

5. The learned Government Pleader appearing for the respondents would not have any legitimate objection for such direction being issued.

6. In the above circumstances, the Writ Petition is disposed of with the following directions:

(i) The 3<sup>rd</sup> respondent is directed to consider and pass appropriate orders on the representations filed by the Association as well as individual petitioners with regard to the claim for regularisation, on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

(ii) The 3<sup>rd</sup> respondent shall also take into consideration that any proposal for regularising the petitioners as coaches in various sports discipline is in place while passing orders as directed above. No costs.

WEB COPY

Sd/-

Assistant Registrar (CS IX)

//True Copy//

Sub Assistant Registrar

Sgl

To

- 1.The Lieutenant Governor of Puducherry  
Government of Puducherry, Rajnivas  
Puducherry.
- 2.The Chief Secretary to Government,  
Government of Puducherry  
Secretariat, Puducherry - 605 001.
- 3.The Secretary to Government (Education),  
Government of Puducherry,  
Secretariat, Puducherry - 605 001.
- 4.The Director,  
Directorate of School Education,  
Government of Puducherry,  
Directorate of School Education,  
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- 6.The Member Secretary,  
Puducherry State Sports Council,  
Indira Gandhi Sports Complex,  
Uppalam, Puducherry.
- 7.The Chairman,  
Puducherry State Sports Council,  
Indira Gandhi Sports Complex,  
Uppalam, Puducherry.

+2cc to Mr.Prakash Adiapadam, Advocate Sr.49639

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