

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.10.2019

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.30189 of 2019

M.Jayaprakash

... Petitioner

Vs.

1.Director General,
Department of Highways,
76, Sardar Patel Road,
Guindy, Chennai

2.The District Collector,
Cuddalore District,
Cuddalore

3.The Divisional Engineer,
Department of Highways,
Cuddalore - 607 001

.... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to consider the petitioner's claim of compassionate appointment by appointing him in any post irrespective of the petitioner's educational qualification in the place of his father (late) Mr.Mayavel who died on harness on 01.02.1999 in the light of the communication of the second respondent to the first respondent in Letter vide A1/15414/2018 dated 16.07.2018. within the time frame as fixed by this Court.

For Petitioner : Mr.K.Amirthalingam

For Respondents : Mrs.R.Janaki,
Additional Government Pleader

ORDER

By consent, this writ petition is taken up for final disposal at the admission stage itself.

2.The case of the petitioner is that the petitioner's father died while working as Junior Assistant in the year 1999. Thereafter the petitioner made application for compassionate ground appointment on 12.05.2000 and till 2018 his name was not

forwarded. However on 16.07.2018, the District Collector approved the said application, wherein the petitioner's name was found in serial No.6 and it was directed to produce necessary documents and thereafter he forwarded the entire documents, but till date no order has been passed. Hence the petitioner has filed the present petition.

3.Heard both sides.

4.The learned counsel for the petitioner submitted that it would suffice, if a direction is issued to the second respondent to consider the proceedings dated 23.09.2019 and pass orders, within a stipulated time fixed by this Court.

5.Though the petitioner has sought for a larger relief, this Court without going into the merits of the case, directs the second respondent to consider the proceedings dated 23.09.2019 and pass orders on merits and in accordance with law after giving opportunity to the petitioner within a period of twelve weeks from the date of receipt of copy of this order.

6.With the above direction, this writ petition stands disposed of. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar(J)

//True copy//

Sub Assistant Registrar

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To

1.The Director General,
Department of Highways,
76, Sardar Patel Road,
Guindy, Chennai

2.The District Collector,
Cuddalore District,
Cuddalore

3.The Divisional Engineer,
Department of Highways,
Cuddalore - 607 001

+2cc to Mr.K.Amirthalingam, Advocate SR.No.88396

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GMY (08/11/2019)