

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Monday, the Fourth day of November Two Thousand Nineteen

PRESENT

THE HON`BLE MR JUSTICE M.DHANDAPANI

WMP NO.31035 OF 2019

IN WP.No.30937 of 2019

ARUMUGAM [PETITIONER]
TECHNICAL ASSISTANT, O/O.THE EXECUTIVE
ENGINEER, TANSIDCO, SALEM 4

Vs

1 THE CHAIRMAN CUM MANAGING DIRECTOR, [RESPONDENTS]
TANSIDCO, GUINDY, CHENNAI 32

2 THE GENERAL MANAGER (ADMIN),
SIDCO, GUINDY, CHENNAI 32

3 THE MANAGER (ADMIN.),
SIDCO, GUINDY, CHENNAI 32

4 P.ANANTHARAMAN,
JUNIOR ENGINEER, SIDCO CORPORATE OFFICE,
THIRU VI KA INDUSTRIAL ESTATE, GUINDY,
CHENNAI 32

5 HELEN MARY,
JUNIOR ENGINEER, SIDCO BRANCH OFFICE,
INDUSTRIAL ESTATE, MADURAI

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to pass an order of ad interim stay of operation of the proceedings in connection with Proc. No. 5721/ B2/ 2012, dated 2.7.2013, on the file of the 1st respondent and consequential Proc. No. 9688/ B2/ 2015-2, on the file of the 1st respondent, dated 1.2.2019, (in WMP.No.31035/2019) pending disposal of the above WP.No.30937/2019.

Order : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M.MURUGANANTHAM, Advocate for the petitioner and of on behalf of the Respondents the court made the following order:-

Already the petitioner entered service as Technical Assistant on temporary basis and thereafter, he was promoted as a

Technical Assistant Gr-I along with others including Respondents 4 and 5 vide proceedings dated 02.07.2013, wherein the respondents 4 and 5 were placed their Sl. Nos.5 and 6, whereas the petitioner was placed at Sl.No.7.

2. The grievance of the petitioner is that he should be placed over and above the respondents 4 and 5 being senior to them. While so, by impugned proceedings dated 01.02.2019, the respondents 4 and 5 were further promoted as Engineers. While the petitioner was declined promotion. Now challenging the impugned proceedings dated 01.02.2019 the petitioner also challenged the erstwhile proceedings dated 02.07.2013. Now in this petition the petitioner sought for interim stay of both the proceedings.

3. It is pertinent to note that the proceedings dated 02.07.2013, wherein, the respondents 4 and 5 and the petitioner himself also were promoted as Technical Assistant Gr-I and therefore at this distant point of time, the same cannot be stayed, and further it would affect the promotion of the petitioner also. Hence this petition is dismissed and appropriate relief will be granted, in case the petitioner comes out successful in the writ petition, no relief can be granted in the miscellaneous petition.

-sd/-

04/11/2019

/ TRUE COPY /

Sub Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

1 THE CHAIRMAN CUM MANAGING DIRECTOR,
TANSIDCO, GUINDY, CHENNAI 32

2 THE GENERAL MANAGER (ADMIN),
SIDCO, GUINDY, CHENNAI 32

3 THE MANAGER (ADMIN.),
SIDCO, GUINDY, CHENNAI 32

C.C. to M.MURUGANANTHAM Advocate on payment of necessary charges

The Government Advocate, High Court, Madras - 104.

Order

in

WMP.31035/2019

in

WP.No.30937/2019

Date :04/11/2019

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