



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.07.2019

CORAM:

THE HONOURABLE **MR.JUSTICE S.M.SUBRAMANIAM**

W.P. (MD) No.3960 of 2013

and

M.P (MD) No.1 of 2013

Kannaiya

... Petitioner

Vs.

1. The District Collector,
Madurai District.
2. The Block Development Officer,
Madurai East Panchayat,
Madurai District.
3. The Assistant Director,
Panchayat,
Urban Development Department,
Madurai.
4. The President,
Poikaikaraipatti Panchayat,
Melur Taluk, Madurai District.

5.Ramu

... Respondents

PRAYER: Writ Petitions under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the respondents 1 to 4 from assign any job infavour of the fifth respondent until the completion of the departmental proceedings pertaining to the criminal case in Crime No.360 of 2012 filed under section 366(A) of I.P.C., in the Poigaikaraipatti Panchayat Office, Melur Taluk, Madurai District.

For Petitioner	: Mr.S.A.Ajmal Khan,
For R1 to R4	: Mr.D.Muruganandham, Additional Government Pleader
For R5	: Mr.PTS.Narendravasan

**ORDER**

The learned Additional Government Pleader appearing on behalf of the respondents 1 to 4 made a submission that the fifth respondent has involved in another criminal case also in Cr.No.286 of 2017, dated 06.11.2017 under Sections 294(b), 342, 506(i) and 302 of IPC. In view of the fact that the criminal case has been registered against the fifth respondent second time, the fifth respondent was placed under suspension and as of now, he is continuing in suspension. Thus, the competent authorities are empowered to continue the departmental disciplinary proceedings by following the procedures contemplated. In view of the fact that the fifth respondent is already under suspension, no further consideration is required.

2. Accordingly, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The District Collector, Madurai District.
2. The Block Development Officer,
Madurai East Panchayat, Madurai District.
3. The Assistant Director,
Panchayat, Urban Development Department,
Madurai.
4. The President,
Poikaikaraipatti Panchayat,
Melur Taluk, Madurai District.

+1 CC to SPECIAL GOVERNMENT PLEADER (SR-78520[F] dated 30/07/2019)

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AM

AE/ (06.08.2019) 2P 6C