



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.03.2019

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P. (MD) No.2835 of 2018

S.Chenbagaleela

... Petitioner

Vs.

The Director of Medical and Rural Health Services,
Directorate of Medical and Rural Health Services,
Chennai - 600 006.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, to direct the respondent to promote the petitioner herein as Assistant on par with the promotion granted to the petitioner's juniors, S.Jeya Asha and K.Ganapathy as Assistants.

For Petitioner : Mr.E.V.N.Siva

For Respondent : Mrs.C.M.Malichelliah Prabhu
Additional Government Pleader

ORDER

Seeking for a direction to the respondents to promote the petitioner as Assistant on par with the promotion granted to the petitioner's juniors, the present writ petition has been filed.

2.Heard the learned Counsel on either side and also perused the materials available on record.

3.The petitioner, who was working as Junior Assistant with the respondent, was placed in Serial No.16 in the promotion panel, dated 26.12.2017, to the post of Assistant. Though the petitioner was placed senior in promotion list, in counselling, he was not granted promotion and his juniors got promotion to the post of Assistant. Hence, he made a representation to the respondent on 22.01.2018. Since the respondent has not taken any decision on the representation of the petitioner, the petitioner has approached this Court.

4.The learned Additional Government Pleader appearing for the respondent, on instructions, submitted that the grievance of the petitioner would be addressed on merits.



5. Under such facts and circumstances of the case, this Court, without going into the merits of the case, directs the respondent to consider the petitioner's representation, dated 22.01.2018, on merits and in accordance with law, and pass appropriate orders, after affording opportunity of hearing to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order.

6. This writ petition is disposed of with the above direction. No costs.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

The Director of Medical and Rural Health Services,
Directorate of Medical and Rural Health Services,
Chennai - 600 006.

+1 CC to M/s. Special Government Pleader (SR-53272[F] dated 12/03/2019)

+1 CC to M/s. E.V.N. SIVA, Advocate (SR-53818[F] dated 13/03/2019)

ORDER MADE IN
W.P. (MD) No. 2835 of 2018
11.03.2019

MSI-08.04.2019/2P-4C