



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 01.03.2019

CORAM:

THE HONOURABLE MR. JUSTICE R. MAHADEVAN

W.P(MD) Nos.4939 to 4941 of 2019

WEB COPY

M.Nandhakumar	... Petitioner in W.P.(MD)No.4939 of 2019
P.Venkateswaran	... Petitioner in W.P.(MD)No.4940 of 2019
R.Mohanapriya	... Petitioner in W.P.(MD)No.4941 of 2019

VS

1.The State of Tamil Nadu,
represented by the Principal Secretary,
School Education Department,
Fort St.George,
Chennai-600 009.

2.The Director of Public Libraries,
Public Library Department,
No.737/1, Annasalai,
Chennai-600 002.

... Respondents in all petitions

COMMON PRAYER: Writ Petitions are filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents to consider and pass orders on the petitioners' representations, dated 01.02.2019, requesting to regularize the petitioners as Grade-III Librarian with effect from the date of completion of 2 years of service as the Full Time Village Librarian in the light of the G.O.Ms.No.151, Social Welfare & Noon Meal Scheme Department, dated 16.10.2008 within the time stipulated by this Court.

For Petitioner	
in all petitions	: Mr.S.Louis
For Respondents	
in all petitions	: Mrs.S.Srimathy
	Special Government Pleader

COMMON ORDER

These Writ Petitions are filed seeking a direction to the respondents to consider and pass orders on the petitioners' representations, dated 01.02.2019, requesting to regularize the petitioners as Grade-III Librarian with effect from the date of completion of 2 years of service as the Full Time Village Librarian, in the light of the G.O.Ms.No.151, Social Welfare & Noon Meal Scheme Department, dated 16.10.2008 within the time stipulated by this Court.



2. Heard the learned Counsel appearing for the petitioners and the learned Special Government Pleader, who takes notice for the respondents. By consent, the Writ Petition is taken up for final disposal at the stage of admission itself.

3. The case of the petitioners is that they were appointed as Full Time Village Librarian on 28.09.2008, 29.09.2008 and 29.09.2008 respectively and they are having 90%, 60% and 50% disability (Residual Polio Attack) respectively. The learned Counsel appearing for the petitioners brought to the notice of this Court G.O.Ms.No.151, Social Welfare and Noon Meal Scheme Department, dated 16.10.2008, wherein it is stated that the services on the disabled persons working in Government Department for more than two years may be brought under regular time scale of pay. Therefore, the petitioners sent several representations and finally on 01.02.2019, seeking for regularization as Grade III Librarian on regular time scale of pay. Since no action is forthcoming, the petitioners are before this Court by filing these writ petitions.

4. The learned Counsel appearing for the petitioners submitted that a similar issue has already been decided by a Division Bench of this Court in W.A.(MD)Nos.127 to 132 of 2018, dated 23.11.2018 and hence, he prays for appropriate orders.

5. The learned Special Government Pleader would submit that the petitioners' representation would be considered within a time frame as fixed by this Court.

6. Considering the nature of the prayer as sought for by the petitioners, without going into the merits of the petitioners' case, the respondents are directed to consider the representation of the petitioners dated 01.02.2019 seeking regularization as Grade III Librarian on regular time scale of pay and pass appropriate orders on merits and in accordance with law and in line with the decision of this Court made in W.A.(MD)Nos.127 to 132 of 2018, dated 23.11.2018 and also in terms of G.O.Ms.No.151, Social Welfare and Noon Meal Scheme Department, dated 16.10.2008, after due opportunity of hearing to the petitioners, within a period of eight weeks from the date of receipt of a copy of this order.

7. The Writ Petitions stand disposed of with the above direction. No costs.

Sd/-

Assistant Registrar (T AND P)

// True Copy //

Sub Assistant Registrar



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To

1.The Principal Secretary,
State of Tamil Nadu,
School Education Department,
Fort St.George,
Chennai-600 009.

2.The Director of Public Libraries,
Public Library Department,
No.737/1, Annasalai,
Chennai-600 002.

+1CC to Mr.S.LOUIS , Advocate SR.No. 51444.
+1CC to The Special Government Pleader SR.No. 51466.

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01.03.2019

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