



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 07.03.2019

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THE HONOURABLE MR. JUSTICE R. MAHADEVANW.P(MD) No.5363 of 2019

S.Chidambaram

... Petitioner

vs.

1.The Principal Secretary,
Department of Higher Education,
Government of Tamil Nadu,
Secretariat,
Fort St. George,
Chennai - 600 009.

2.The Commissioner of Technical Education,
Department of Technical Education,
Government of Tamil Nadu,
Sardar Patel Road,
Guindy, Chennai - 600 025.

... 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 representations dated 12.4.2017, 21.09.2017 and 29.1.2019 taking into account his educational qualification and teaching experience and to promote him to the post of Head of Department of Electrical and Electronics engineering in Government Polytechnic College, Karaikudi or at any of the Government Polytechnic Colleges in Sivagangai District or in Pudukottai District.

For Petitioner : Mr.J.Sanjay Vignesh

For Respondents : Mr.V.Anand
Government Advocate

O R D E R

This writ petition has been filed seeking a direction to the respondents to consider the petitioner's representations dated 12.4.2017, 21.09.2017 and 29.1.2019 taking into account his educational qualification and teaching experience and to promote him to the post of Head of Department of Electrical and Electronics engineering in the Government Polytechnic College, Karaikudi or at any of the Government Polytechnic Colleges in Sivagangai District or in Pudukottai District.



2. Heard the learned counsel for the petitioner and the learned Government Advocate for the respondents. By consent, the Writ Petition itself is taken up for final disposal at the stage of admission.

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3. The petitioner is working as a Lecturer in Electrical and Electronics Engineering Department in the Alagappa Government Polytechnic College at Karaikudi, Sivagangai District. He seeks promotion to the post of Head of the Department of the Electrical and Electronics Engineering Department in the said institution or in any Government Polytechnic College, under the control of the respondents. In this regard, the petitioner had already given representations dated 12.04.2017, 21.09.2017 and 29.1.2019 and the same are pending before the second respondent without passing any orders.

4. According to the learned counsel for the petitioner, the said post is presently vacant and the petitioner is also eligible for the said post. Further, he submitted that the first respondent is the competent authority to pass orders on the petitioner's representation.

5. Hence, the second respondent is directed to forward the papers to the first respondent, who, in turn, is directed to pass orders thereon, on merits and in accordance with law within a period of twelve weeks from the date of receipt of a copy of this order. It is made clear that this Court has not expressed anything on the merits of the matter.

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

Sd/-

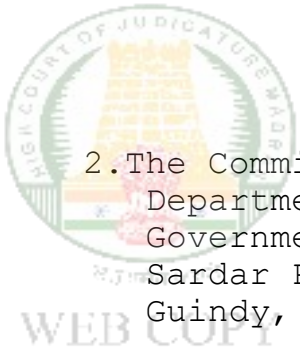
Assistant Registrar ()

// True Copy //

Sub Assistant Registrar(CS)

To

1. The Principal Secretary,
Department of Higher Education,
Government of Tamil Nadu,
Secretariat, Fort St. George,
Chennai - 600 009.



2.The Commissioner of Technical Education,
Department of Technical Education,
Government of Tamil Nadu,
Sardar Pattel Road,
Guindy, Chennai - 600 025.

+1 CC to M/s.J.SANJEY VIGNESH, Advocate (SR-52346[F] dated
07/03/2019)

+1 CC to M/s.SPL GP (SR-52627[F] dated 08/03/2019)

W.P(MD) No.5363 of 2019

07.03.2019

DS/ /SAR- (28.03.2019) 3P 5C