



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.06.2019

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P[MD]No.3166 of 2015

and

M.P.[MD]Nos.2 to 4 of 2015

WEB COPY

1.M.Raja
2.B.Suresh Kumar
3.S.A.Farvin
4.M.Ramesh Babu

... Petitioners

Vs.

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

2.The Teachers Recruitment Board,
Rep. by its Member Secretary,
EVK Sampath Maligai,
DPI Compound, College Road,
Chennai - 600 006.

3.The Director of Employment and Training,
Chennai - 32.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records relating to the impugned Notification issued in Advertisement No.7/2014 dated 13.10.2014 and the consequential website publication dated 23.02.2015 on the file of the second respondent and quash the same as illegal and consequently to direct the respondents to consider the petitioners for appointment to the post of Computer Instructors with the seniority from the date of acquisition of the basic qualification i.e., B.Ed., degree within the time period stipulated by this Court.

For Petitioners : Mr.T.Lajapathi Roy
For Respondents 1 & 3 : Mr.D.Muruganantham
Additional Government Pleader
For Respondent No.2 : Mr.V.R.Shanmuganathan
Special Government Pleader

O R D E R

The recruitment notification No.7 of 2014 dated 13.10.2014 and the consequential website publication dated 23.02.2015 are sought to be quashed in the present writ petition. Further direction is sought for to appoint the writ petitioners to the post of Computer Instructor along with their seniority.



2.The recruitment notification issued on 13.10.2014 was proceeded with by the Competent authorities and the process of selection was concluded and consequentially the selected candidates were appointed to the post of Computer Instructor. Thus, quashing of the recruitment notification at this length of time cannot be done by this Court. However, if any illegal appointments are identified by the writ petitioners, they are at liberty to challenge such appointments made in violation of the service Rules or the recruitment conditions notified. In view of the fact that the recruitment process was completed and the selected candidates were appointed, the writ petitioners are at liberty to redress the grievance, if any, exist as of now.

3.With these observations, the Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar (CS)

To

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

2.The Member Secretary,
Teachers Recruitment Board,
EVK Sampath Maligai,
DPI Compound, College Road,
Chennai - 600 006.

3.The Director of Employment and Training,
Chennai - 32.

+1 CC to M/s.SPL GP (SR-71593[F] dated 26/06/2019)

+1 CC to M/s.T.LAJAPATHI ROY, Advocate (SR-71975[F] dated 27/06/2019)

mr

W.P[MD]No.3166 of 2015
25.06.2019