



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.04.2019

CORAM:

THE HONOURABLE MR.JUSTICE **R.MAHADEVAN**

WP (MD) No.23538 of 2017
and
WMP (MD) No.19795 of 2017

E.V.Sivakumar

... Petitioner

Vs.

1.The Director General (Highways),
Department of Highways,
Guindy,
Chennai - 25.

2.The Chief Engineer,
(Production and Maintenance),
Department of Highways,
Guindy, Chennai -25.

3.The Superintending Engineer,
Highways Construction and Maintenance,
A.R.Line Road,
Palayamkottai,
Tirunelveli District - 627 002.

4.The Divisional Engineer,
Highways Construction and Maintenance,
A.R.Line Road, Palayamkottai,
Tirunelveli District - 627 002.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of Mandamus to direct the 1st and 2nd respondents to include the name of the petitioner in the promotion panel list to the Post of Superintendent in Highways Department in the forthcoming year as per his seniority basis and to promote the petitioner to the post of Superintendent in Highways Department with all attendant and service benefits by considering the petitioner's representation dated 17.11.2017.

For Petitioner : Mr.A.B.Prabhakar

For Respondents : Mr.CM.Marichellaiah Prabhu,
Additional Government Pleader

ORDER

This writ petition has been filed seeking to direct the 1st and 2nd respondents to include the name of the petitioner in the promotion panel list to the Post of Superintendent in Highways



Department and to promote the petitioner to the post of Superintendent in Highways Department with all attendant and service benefits by considering the petitioner's representation dated 17.11.2017.

2.The learned Counsel for the petitioner submitted that the petitioner made a representation to the respondents seeking promotion to the post of Superintendent along with all attendant and service benefits. However, so far no orders have been passed on the representation of the petitioner. Therefore, he is before this Court, seeking for appropriate direction to the respondents.

3.The learned Additional Government Pleader appearing for the respondents submitted that the representation of the petitioner would be considered by the 1st and 2nd respondents, on merits and appropriate orders would be passed.

4.In view of the above, this Court, without going into the merits of the case, directs the 1st and 2nd respondents to consider the petitioner's representation dated 17.11.2017, on merits and in accordance with law and pass necessary 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.

5.With the above direction, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar (CS)

dsk

To

1.The Director General (Highways),
Department of Highways,
Guindy,
Chennai - 25.

2.The Chief Engineer,
(Production and Maintenance),
Department of Highways,
Guindy, Chennai -25.

3.The Superintending Engineer,
Highways Construction and Maintenance,
A.R.Line Road,
Palayankottai,
Tirunelveli District - 627 002.



4.The Divisional Engineer,
Highways Construction and Maintenance,
A.R.Line Road, Palayamkottai,
Tirunelveli District - 627 002.

WEB COPY

+1CC TO MR.A.B.PRABHAKAR, Advocate Sr. No. 58747

+1CC TO THE SPECIAL GOVERNMENT PLEADER SR.No.58932

ORDER MADE IN

WP (MD) No.23538 of 2017

03.04.2019

DB (CO)

TR (02.05.2019) 3P 7C