



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.12.2019

CORAM:

**THE HONOURABLE MR.JUSTICE M.DURAI SWAMY
AND**

THE HONOURABLE MR.JUSTICE T.RAVINDRAN

W.P(MD)No.26984 of 2019

Thirukkumaran

... Petitioner

Vs.

1.The Chief Election Commissioner,
Tamil Nadu State Election Commission,
No.208/2, Jawaharlal Nehru Road,
Opp CMBT,
Arumbakkam,
Chennai - 600 106.

2.The District Collector,
Madurai District,
Madurai.

3.The Commissioner,
Kottampatti Panchayat Union and Election Officer,
Melur Taluk,
Madurai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the third respondent to effect immediate transfer of the Chinnakaruppan as a Clerk from Boothamangalam Panchayat Office in Kottampatti Panchayat Union to any other Panchayat Union of Madurai District on administrative grounds not nearby Kottampatti Union office by considering the petitioner's representation dated 15.12.2019.

For Petitioner
For R - 1
For RR 2 & 3

: Dr.K.Malathi
: Mr.Raja Karthikeyan
: Mr.K.Chellapandian,
Additional Advocate General.
Assisted by
Mr.VR.Shanmuganathan,
Special Government Pleader.



ORDER

(Order of the Court was made by **M.DURAISWAMY, J.**)

The petitioner has filed the above Writ Petition to issue a Writ of Mandamus, directing the third respondent to transfer one Chinnakaruppan working as clerk in Boothamangalam Panchayat Office in Kottampatti Panchayat Union to any other Panchayat Union of Madurai District on administrative grounds, far away from Kottampatti Union office by considering his representation dated 15.12.2019.

2.Mr.Raja Karthikeyan, learned counsel takes notice for the first respondent and Mr.K.Chellapandian, learned Additional Advocate General assisted by Mr.VR.Shanmuganathan, learned Special Government Pleader takes notice for the respondents 2 and 3.

3.The first and foremost point to be considered is that though the petitioner has filed the Writ Petition to issue a Writ of Mandamus to transfer one Chinnakaruppan as clerk in Boothamangalam Panchayat Office in Kottampatti Panchayat Union to some other place, he has not been made as a respondent in the Writ Petition. That apart, the petitioner has no *locus standi* to seek for transfer of that particular person to a place of his choice. It is for the authorities to decide whether to transfer a particular person or not.

4.Mr.K.Chellapandian, learned Additional Advocate General appearing for the respondents 2 and 3 submitted that the Block Development Officer, Kottampatti, had already transferred the said Chinnakaruppan from Boothamangalam Panchayat Office to Melavalu Panchayat Office by order dated 18.12.2019.

5.In view of the submissions made by the learned Additional Advocate General, we are not inclined to entertain the Writ Petition. Accordingly, the Writ Petition is dismissed. No costs.

Sd/-

Assistant Registrar (CS III)

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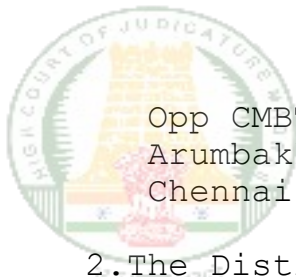
/ /2020

Sub Assistant Registrar(CS)

ps
To

1.The Chief Election Commissioner,
Tamil Nadu State Election Commission,
No.208/2, Jawaharlal Nehru Road,

<https://hcservices.ecourts.gov.in/hcservices/>



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Madurai District.

+1 CC to M/s.K.MALATHI, Advocate (SR-106201[F] dated 20/12/2019)

+1 CC to M/s.RAJA KARTHIKEYAN, Advocate (SR-106326[F] dated
20/12/2019)

+1 CC to M/s.SPL.GP (SR-106462[F] dated 26/12/2019)

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19.12.2019

KK/SAR/07.01.2020/3P-7C/