

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILU

WRIT PETITION No.25045 of 2019

ORDER:

This writ petition is filed seeking the following relief :-

“.....to issue an appropriate Writ, Order or Direction more particularly one in the nature of Writ of Mandamus declaring the inaction of the 3rd respondent in considering the representation dt.14.6.2019 submitted for reinstatement of the petitioner into service and continuing suspension of his service in Procs Rbc.No.390/ B/ 2018 dt.18.12.2018 indefinitely as being illegal, arbitrary, unjust.....”

Heard Si G.Chakravarthy, learned counsel for the petitioner and the learned Government Pleader for Services-III.

It has been contended by the petitioner that he is working as Veterinary Assistant and while discharging duties, the 3rd respondent placed him under suspension vide proceedings dated 18.12.2018 on the alleged ground that he was involved in Cr.No.89 of 2018 for the offence punishable under Section 304-B read with 34 IPC. The petitioner submits that he has submitted a representation to the respondents on 14.06.2019 requesting to review the suspension order.

The grievance of the petitioner is that though more than six months have elapsed, the respondents are not reviewing the suspension order.

Learned counsel for the petitioner submits that the respondents cannot place the petitioner under suspension eternally and the respondents are bound to review the suspension order in terms of G.O.Ms.No.86 dated 08.03.1994. Therefore, appropriate orders be passed in the writ petition directing the respondents to

review the suspension order and pass appropriate orders in terms of G.O.Ms.No.86 dated 08.03.1994.

Learned Government Pleader appearing for the respondents has contended that the case of the petitioner will be reviewed and appropriate orders would be passed in terms of G.O.Ms.No.86 dated 08.03.1994.

This Court, having considered the rival submissions made by the learned counsel for the respective parties, is of the considered view that this writ petition can be disposed of directing the respondents to review the suspension order dated 18.12.2018 and pass appropriate orders in terms of G.O.Ms.No.86 dated 08.03.1994 within a period of eight weeks from the date of receipt of a copy of this order.

With the above observations, the writ petition is disposed of. No order as to costs.

Pending miscellaneous petitions, if any, shall stand closed.

ABHINAND KUMAR SHAVIL, J

14-11-2019
Prv