

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :03.02.2020

CORAM

THE HON'BLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.2376 of 2020

A. George Antony Baburaj

... Petitioner

Vs.

1. The Principal Secretary
Public Works Department,
Secretariat, Fort St. George,
Chennai 600 009.

2. The Chief Engineer (General) and
Engineer in Chief,
Public Works Department,
Chepauk, Chennai 600 005.

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the first respondent to revoke the order of suspension dated 23.07.2019 by considering the petitioner's representation dated 22.08.2019.

For Petitioner : Mr.R.Jayaprakash

For Respondents : Mr.K.Parameswaran
Government Advocate

O R D E R

This Writ Petition has been filed for the issue of Writ of Mandamus directing the first respondent to revoke the order of suspension passed on 23.07.2019 while considering the representation made by the petitioner.

2. The Petitioner was working as a Junior Engineer. A criminal case came to be registered in Crime No.1 of 2015 for various offences under the Indian Penal Code and under the Prevention of Corruption Act. The petitioner was also made as an accused in the said case. An order of suspension came to be passed by the second respondent by its proceedings dated 23.07.2019. Since there was no progress in the Criminal case and no Departmental proceedings were initiated, the petitioner

made a representation to the respondents to revoke the order of suspension. Since the same was not considered, the present Writ Petition has been filed before this Court seeking for appropriate directions.

3. Heard the learned counsel appearing for the petitioner and the learned counsel appearing for the respondents.

4. Taking into consideration the facts and circumstances of the case and the limited relief that has been sought for in this writ petition, there shall be a direction to the first respondent to consider the representation made by the petitioner on 22.08.2019 and pass appropriate orders, in accordance with law within a period of four weeks from the date of receipt of copy of this order. The petitioner is directed to make a fresh representation to the first respondent along with the representation dated 22.08.2019 and a copy of this order.

5. This writ petition is disposed of with the above directions. No costs.

s/d-

Assistant Registrar(CS-III)

True Copy

Sub-Assistant Registrar

jv

To

1. The Principal Secretary
Public Works Department,
Secretariat, Fort St. George,
Chennai 600 009.
2. The Chief Engineer (General) and Engineer in Chief,
Public Works Department,
Chepauk, Chennai 600 005.

+1 CC to Mr.R.Jayaprakash, Advocate sr 8484

+1 CC to Govt. Pleader sr 8626.

W.P.No.2376 of 2020

MR(CO)
SP(27/02/2020)