

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.02.2020

CORAM:

THE HONOURABLE Mr. JUSTICE N. ANAND VENKATESH

W.P.NO.4652 of 2020

V. Gajapathy

... Petitioner

-Vs-

The Managing Director
State Express Transport Corporation
Tiruvalluvar Illam, Pallavan Salai
Chennai - 2

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondent to consider and pass orders on the appeal submitted by the petitioner dated 07.12.2019, against the punishment of removal from service issued in Order No.122/04947/TL5/SETC/2007 dated 19.08.2008, by the General Manager (Administration), SETC, Chennai-2 and for modifying the punishment and granting him all retirement and pensionary benefits, within a limited time frame as deem fit by this Hon'ble Court.

For Petitioner : Mr. M. Muthppan

For Respondent : Mr. K. Kathiresan
Standing Counsel.

ORDER

This Writ Petition has been filed for issue of Writ of Mandamus directing the respondent to dispose of the appeal that is pending before the authority.

2. The case of the petitioner is that he was working as a conductor in the respondent Transport Corporation. By proceedings dated 19.08.2008, an order came to be passed against the petitioner removing him from service on the ground of unauthorized absence and deserting from service. The petitioner has filed an appeal before the respondent in the year 2019,

seeking for modification of the punishment. Since no order was passed, the present Writ Petition has been filed.

3. Heard Mr. M. Muthppan, learned counsel appearing for the petitioner and Mr. K. Kathiresan learned counsel appearing for the respondent.

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 respondent to dispose of the appeal strictly in accordance with law and pass appropriate orders within a period of six (6) weeks from the date of receipt of copy of this order. The petitioner is directed to make a fresh representation to the respondent along with a copy of this order.

5. This Writ Petition is disposed of with the above directions. No costs.

Sd/-

Assistant Registrar (CS-IX)

//True copy//

Sub Assistant Registrar

bga

To

The Managing Director
State Express Transport Corporation
Tiruvalluvar Illam, Pallavan Salai
Chennai - 2

+1cc to Mr.M. Muthppan, Advocate SR.No.17567

+1cc to Mr.K. Kathiresan, Advocate SR.No.17060

W.P.NO.4652 of 2020

CP(CO)
GMY(10/06/2020)