

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.02.2020

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.4859 of 2020
and
W.M.P.No.5737 of 2020

F. Francis Charles

... Petitioner

Vs.

1.The Government of Tamil Nadu
Rep.by its Secretary,
School Education Department,
Fort St. George,
Chennai - 600 009.

2.The Director of Elementary Education,
DPI Campus, College Road,
Chennai - 600 006.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, praying for the issuance of writ of mandamus, directing the respondents to regularize the service of the petitioner as Block Educational Officer from the date of appointment i.e., 27.11.2018 by considering the representations dated 16.08.2019 and 17.02.2020 and give all consequential benefits including monetary benefits and thereon within a time to be stipulated by this Court.

For Petitioner : Mr. P. Ganesan

For Respondents : Mrs. V. Annalakshmi,
Government Advocate

W E B C O P Y
O R D E R

This writ petition has been filed for the issue of writ of mandamus directing the respondents to regularise the service of the petitioner as Block Development Officer and to fix the pay and grant him with all consequential benefits.

2. The case of the petitioner is that pursuant to the orders passed by this Court in W.P.No.3027 of 2018, dated 11/09/2018, the petitioner was permitted to discharge his duty as Block Educational Officer from 27.11.2018. The grievance of the petitioner is that his service has not been regularised and his pay has also not been fixed and in the meantime, steps are taken to fill up the said post through direct recruitment.

The petitioner made representations in this regard to the respondents on 16.08.2019 and 17.02.2020. Since the same was not considered, the present writ petition has been filed before this Court.

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

4. Taking into the consideration of 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 second respondent to consider the representations made by the petitioner on 16.08.2019 and 17.02.2020 and pass appropriate orders on its own merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order. The petitioner is directed to make a fresh representation to the second respondent along with a copy of the representations dated 16.08.2019 and 17.02.2020 and a copy of this order.

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

Sd/-
Assistant Registrar (CS-VIII)

//True copy//

Sub Assistant Registrar

AT

To

1.The Secretary,
Government of Tamil Nadu
School Education Department,
Fort St. George,
Chennai - 600 009.

2.The Director of Elementary Education,
DPI Campus, College Road,
Chennai - 600 006.

+1cc to Mr.P. Ganesan, Advocate SR.No.16946

+1cc to Government Pleader SR.No.17749

W.P.No.4859 of 2020
and

W.M.P.No.5737 of 2020

MG (CO)

<https://hcservices.courts.gov.in/hcservices/>
GMI (20/03/2020)