

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE : 22.07.2020

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

W.P. Nos.33324 of 2013, 31969 of 2014
and 5030 of 2015.

WP.No.33324 of 2013
R.Gunasekaran

.. Petitioner

- Vs -

1.The Tamil Nadu Electricity Board,
rep. By its Chief Engineer (Personnel)
NO.144, Anna Salai, Chennai 600 002.

2.The Superintending Engineer
Tamil Nadu Electricity Board,
Tiruvannamalai EDC
Tiruvannamalai
Tiruvannamalai District.

3.The District Employment Officer,
Tiruvannamalai District,
Tiruvannamalai.

.. Respondents

Prayer in WP 33324/2013:

Writ petitions filed under Article 226 of the Constitution of India praying this Court to issue a writ of Mandamus, directing the 3rd respondent herein to renew the Employment Registration of the petitioner bearing Registration NO.12760/1992 which was renewed from time to time without any break till November, 2013 forthwith.

WP.NOs.31969 of 2014 & 5030 of 2015

R.Gunasekaran

.. Petitioner in both WPs.

- Vs -

1.State of Tamilnadu,
Rep. By Secretary of Government,
Labour and Employment Department,
Fort. St. George,
Chennai 600 009.

2. The Director of Employment & Training,
Commissionerate of Employment & Training,
Alandur Road, Thiru-Vi-Ka Industrial Estate,
Chennai 600 032.

...1st & 2nd respondents in WP.NOs.31969
of 2014 & WP.NOs.5030 of 2015

3. The Director of Vigilance & Anti Corruption,
N-C-B, 21-28, PS Kumarasamy raja Salai,
(Green ways Road), R.A.Puram,
Chennai 600 028.

4. The District collector,
Tiruvannamalai district,
Tiruvannamalai.

5. The District Education Officer,
Tiruvannamalai District,
Tiruvannamalai.

.. Respondents 3 to 5 in WP 31969 of 2014

6. The District Employment Officer,
District Employment Office,
Tiruvannamalai District,
Tiruvannamalai.

...6th respondent in WP.NOs.31969 of 2014
& 3rd respondent WP.NOs.5030 of 2015

Prayer in WP.No.31969/2014: Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of Mandamus, directing the 2nd respondent herein to conduct Vigilance enquiry in respect of employment registration renewal of the petitioner bearing Registration No.12760/1992 and not sponsoring his name for the post of Laboratory Assistance in Tiruvannamalai District for the recruitment year 2014-2015.

Prayer in WP.No.5030/2015: Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of certiorarified Mandamus, to call for the record relating to the new employment registration card issued in favour of the petitioner dated 11/12/2014 with registration no.TMD2014M00021168 and the impugned order dated 28.01.2015 in proceeding NO. A1/8272/2014 issued by the 3rd respondent herein quash the same further direct the 3rd respondent herein to renew the original employment registration of the petitioner with registration NO.12760/1992.

In WP.33324/2013
For Petitioner : Mr.V.Babu
For Respondents: Mr. Karthick rajan for R1 and R2

In Wps.31969/2014
& 5030/2015
For Petitioner : M/S.Venkataswamy Babu

For Respondents: Mr.S.Thangavel, Spl.G.P.

COMMON ORDER

As the relief sought for in all the petitions are similar, they are disposed of by this common order.

2. When the cases are taken up for hearing, learned Special Government Pleader appearing for respondents submitted that during the pendency of the writ petitions, enquiry report was submitted to the Government recommending disciplinary action against the errred officials who have not renewed the petitioner's employment registration card, orders are awaited from the Government. In the mean while the 3rd respondent has also renewed the petitioner's employment registration bearing No.102760/1992. Hence prayer in these writ petitions have been fully complied with by the respondents and, therefore, nothing further survives for adjudication.

3. Recording the said submission made by the learned Special Government Pleader appearing for respondents, these writ petitions are closed, as nothing survives for further adjudication. However, in the light of the stand taken by the learned Special Government Pleader that orders are to be passed on the enquiry report, which is pending with the Government, this Court directs the 1st respondent in W.P. No.31969/2014 to take decision in respect of report submitted in pursuance to the vigilance enquiry, in accordance with law, within a period of three months from the date of receipt of copy of this order. It is further made clear that pursuant to the renewal of the petitioner's employment registration, the original seniority of the petitioner in the employment registration seniority shall stand restored, if not already done.

4. With the above direction, these writ petitions are closed. There shall be no order as to costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

jrs

To

- 1.The Secretary of Government,
Labour and Employment Department,
Fort. St. George,
Chennai 600 009.
- 2.The Director of Employment & Training,
Commissionerate of Employment & Training,
Alandur Road, Thiru-Vi-Ka Industrial Estate,
Chennai 600 032.
- 3.The Director of Vigilance & Anti Corruption,
N-C-B, 21-28, PS Kumarasamy raja Salai,
(Green ways Road), R.A.Puram,
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- 4.The District collector,
Tiruvannamalai district,
Tiruvannamalai.
- 5.The District Education Officer,
Tiruvannamalai District,
Tiruvannamalai.
- 6.The District Employment Officer,
District Employment Office,
Tiruvannamalai District,
Tiruvannamalai.
- 7.The Tamil Nadu Electricity Board
Represented by its Chief Engineer (Personnel)
No.144 ,Annasalai,Chennai-600 002
- 8.The Superintending Engineer
Tamil Nadu Electricity Board
Thiruvannamalai EDC,Thiruvannamalai
Thiruvannamalai District.

+1cc to Government Pleader, Sr.No.25197

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W.P. Nos.33324 of 2013,
31969 of 2014
and 5030 of 2015.

VS (CO)
GS (24/08/2020)