

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE :03.12.2020

CORAM

THE HONOURABLE MR. JUSTICE M.DHANDAPANI

W.P. Nos.9179 to 9182 of 2014
and
M.P.Nos. 1 to 1 of 2014

WP.No.9179 of 2014

G.Prabu

...Petitioner

-Vs.-

1.The Chief Engineer (Personal),
Tamil Nadu Generation and
Distribution Corporation Ltd.,
No.144, Annasalai,
Chennai 600 002.

2.The Superintending Engineer,
Villupuram ED Circle,
TANGEDCO,
Villupuram.

..Respondents

Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of Mandamus, directing the respondents to consider the petitioner's percentage of marks as 83% and the apprenticeship training and the experience and consequently appoint the petitioner for the post of Technical Assistant pursuant to the interview in Memorandum No.109860/767/G57/G571/2013 dated 08.11.2013.

WP.No.9180 of 2014

S.Ramesh Kumar

...

Petitioner

-Vs.-

1.The Chief Engineer (Personal),
Tamil Nadu Generation and
Distribution Corporation Ltd.,
No.144, Annasalai,
Chennai 600 002.

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2.The Chief Engineer /Distribution,
Erode Region,
TANGEDCO,
Erode.

..Respondents

Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of Mandamus, directing the respondents to consider the petitioner's percentage of marks as 88.16% and the apprenticeship training and the experience and consequently appoint the petitioner for the post of Technical Assistant pursuant to the interview in Memorandum No.109860/767/G57/G571/2013 dated 07.11.2013.

WP.No.9181 of 2014
A.Angamuthu

Petitioner

-Vs.-

1.The Chief Engineer (Personal),
Tamil Nadu Generation and
Distribution Corporation Ltd.,
No.144, Annasalai,
Chennai 600 002.

2.The Superintending Engineer,
Dharmapuri ED Circle,
TANGEDCO,
Dharmapuri.

..Respondents

Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of Mandamus, directing the respondents to consider the petitioner's percentage of marks as 75.5% and the apprenticeship training and the experience and consequently appoint the petitioner for the post of Technical Assistant pursuant to the interview in Memorandum No.109860/767/G57/G571/2013 dated 11.11.2013.

WP.No.9182 of 2014
M.S.Ramachandran

Petitioner

-Vs.-

1.The Chief Engineer (Personal),
Tamil Nadu Generation and
Distribution Corporation Ltd.,
No.144, Annasalai,
Chennai 600 002.

Page numbers

2.The The Chief Engineer /Distribution,
Erode Region,
TANGEDCO,
Erode.

..Respondents

Writ petition filed under Article 226 of the Constitution of India praying this Court to issue a writ of Mandamus, directing the respondents to consider the petitioner's percentage of marks as 77.4% and the apprenticeship training and the experience and consequently appoint the petitioner for the post of Technical Assistant pursuant to the interview in Memorandum No.109860/767/G57/G571/2013 dated 06.11.2013.

In all WPs.

For Petitioner: M/S.D.Selvaraju

For Respondents: Mr.Karthik Rajan

COMMON ORDER

The unsuccessful candidates in the interview conducted by the respondents are before this Court assailing their non-selection by filing the present writ petitions.

2.When the matter is taken up for hearing, learned counsel for the petitioner submitted that the very same issue has already been decided by this Court in a batch of writ petitions in W.P.Nos.15936 etc., batch of 2014. Hence this Court may dispose of the above writ petitions in line with the order passed in W.P. Nos.15936 of 2014, etc. Batch.

3.Learned Government Advocate appearing for the respondents, submitted that the prayer sought for in these writ petitions have already been considered and dismissed by this Court with some observations, which are found in paragraph 9 of the said order. Therefore, similar order may be passed in these petitions as well.

4.The issue before this Court already stands decided in W.P.Nos.15936 of 2014 batch., vide order dated 05.01.2015, the relevant portion of which is as under :-

" 9.2. Ratio of 1:5:-

Coming to the ratio of 1:5, as rightly submitted by the learned Advocate General, the Supreme Court has recognised the entitlement of the apprentice trainees for being considered for the posts. The entitlement of the petitioners is based upon G.O.Ms.No.18 Labour and Employment (N2) Department dated 25.2.2008. The said

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Government Order is very specific that the employment Exchange shall sponsor candidates in the ratio of 1:5. Therefore, in the light of the decision of the Supreme Court referred supra, as well as the Government Order, this Court is of the considered view that the contention of the petitioners cannot be countenanced. Moreover, the petitioners have not challenged the Government Order passed in G.O.Ms.No.18 Labour and Employment (N2) Department dated 25.2.2008....."

5. The above said decision is squarely applicable to the facts in the present case. Learned counsel on either side also fairly conceded to the same. In view of the above fact, these writ petitions are dismissed in terms with paragraph-9 of the order passed in W.P. No.15936 of 2014 etc., Batch. However there shall be no order as to costs. Consequently connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

jrs

To

1.The Chief Engineer (Personal),
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Chennai 600 002.

2.The Superintending Engineer,
Villupuram ED Circle,
TANGEDCO, Villupuram.

3.The Chief Engineer /Distribution,
Erode Region, TANGEDCO, Erode.

4.The Superintending Engineer,
Dharmapuri ED Circle, TANGEDCO, Dharmapuri.

W.P. Nos.9179 to 9182 of 2014
and
M.P.Nos. 1 to 1 of 2014

KK(CO)
CB(10/02/2021)

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