



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.03.2020

CORAM:

THE HONOURABLE MRS.JUSTICE J.NISHA BANU

W.P. (MD) No.3908 of 2020

and

WMP (MD) .No.3303 of 2020

WEB COPY

M.Rengasamy

... Petitioner

vs.

1.The Additional Chief Secretary
Rural Development and Panchayat Raj Department
Secretariat, Fort St.George
Chennai 600 009

2.The Director
Directorate of Rural and Development and Panchayat Raj
Panagal Building
Chennai 15

3.The District Collector
Collectorate
Sivagangai
Sivagangai District

4.The District Collector
Collectorate
Ramanathapuram
Ramanathapuram District

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of Certiorari, to call for the records pertaining to the impugned charge memo in Na.Ka.Q1/13983/2017-2, dated 06.02.2020 on the file of the third respondent and quash the same as illegal.

For Petitioner : Mr.S.Louis
For Respondents : Mr.M.Karuppasamy Pandian
Government Advocate

O R D E R

This Writ petition has been filed to call for the records pertaining to the impugned charge memo in Na.Ka.Q1/13983/2017-2, dated 06.02.2020 on the file of the third respondent and quash the same as illegal.

2.By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.



3. The case of the petitioner is that on 30.09.1981, the petitioner was recruited through Employment Exchange to the post of Junior Assistant and lastly, he was given promotion to the post of Assistant Director in the year 2010. From 26.09.2016 to 01.11.2019, he was posted as Assistant Director (Panchayats) and Assistant Project Officer in Sivagangai District Collectorate. In these circumstance, at the verge of the petitioner's retirement, the third respondent has issued a charge memo, dated 06.02.2020 alleging that he failed to monitor the fraud made in certain village panchayats in Sivagangai Panchayat Union. Aggrieved over the same, the petitioner is before this Court.

5. Though the petitioner has sought for larger relief, he submitted that it would suffice, if a direction is issued to the respondents to complete the disciplinary proceedings, within a time frame that may be stipulated by this Court.

6. Heard the learned counsel for the petitioner as well as the learned Government Advocate appearing for the respondents.

7. Considering the above submission and without advertting to the merits of the case, the respondents are directed to complete the disciplinary proceedings against the petitioner and pass orders on merits and in accordance with law, within a period of two months from the date of receipt of a copy of this order.

8. With the above direction, this Writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (writs)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

msa

To:-

1. The Additional Chief Secretary
Rural Development and Panchayat Raj Department
Secretariat, Fort St. George
Chennai 600 009

2. The Director
Directorate of Rural and Development and Panchayat Raj
Panagal Building



3.The District Collector
Collectorate
Sivagangai
Sivagangai District

4.The District Collector
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Ramanathapuram
Ramanathapuram District

+1 CC to SPL.GP (SR-10322[F] dated 06/03/2020)

+1 CC to M/s.S.LOUIS, Advocate (SR-10376[F] dated 06/03/2020)

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VB(17.03.2020) 3P 7C