



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.12.2020

CORAM:

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P. (MD) .No.6666 of 2015

and

M.P (MD) .No.1 of 2015

and W.M.P (MD) .No.4776 of 2016

A.Mariappan

... Petitioner

-Vs-

1.The Principal Secretary,
Office of the Principal Secretary & Director
of Indian Medicine and Homeopathy,
Arumbakkam, Chennai 600 106

2.The District Collector,
Trichy District, Trichy.

3.The District Sidha Medical Officer,
Annal Gandhi Government Memorial Hospital,
Puthur, Trichy

... Respondents

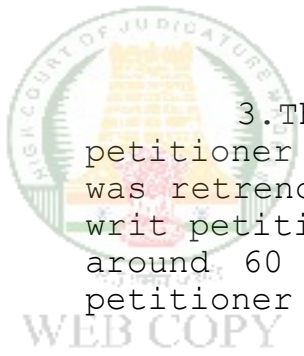
Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order in Na.Ka.No.3843/Nee/2010 dated 13.08.2013 of the third respondent and quash the same and consequently, direct the third respondent to appoint the petitioner in the Group-D post as Hospital Worker as per the Clause (2) in Annexure-I of circular of Special Commissioner of Indian Medicine and Homoeopathy, Chennai dated 12.07.2007 in proceedings Ref.No.18143/E2/1/2006.

For Petitioner	:	Mr.AN.Ramanathan
For Respondents	:	Mr.S.Dhayalan Government Advocate

ORDER

The order of rejection rejecting the claim of the writ petitioner to appoint him as Hospital worker in Sidha department is under challenge in the present writ petition.

2.The writ petitioner was appointed as Masdoor in the erstwhile Tamil Nadu Asbestos (Pipes). In view of the fact that the factory itself was closed and the petitioner was retrenched in the year 2008. subsequently, he made an application to the authorities to appoint him in the post of Hospital worker in Sidha Hospital. The said request of the writ petitioner was rejected.



3.This Court is of the considered opinion that the petitioner was engaged as Mazdoor in the Tamil Nadu Asbestos and he was retrenched in the year 2008. Even at the time of filing of the writ petition, the petitioner was age about 55 years and now, he was around 60 years. Thus, there is no scope for reappointing the petitioner in Government services.

4.This being the factum, no further consideration is required and accordingly, the Writ Petition stands dismissed. No costs. Consequently, connected Miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CS-I)

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/ /2020

Sub Assistant Registrar(CS)

rmk

To

- 1.The Principal Secretary,
Office of the Principal Secretary & Director
of Indian Medicine and Homeopathy,
Arumbakkam, Chennai 600 106
- 2.The District Collector,
Trichy District, Trichy.
- 3.The District Sidha Medical Officer,
Annal Gandhi Government Memorial Hospital,
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