

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 26.03.2021

CORAM :

THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN

W.P.No.7913 of 2021

J.Prabagaran

... Petitioner

Vs.

1. Government of Tamil Nadu,
represented by Principal Secretary to Government,
School Education Department,
Secretariat, Chennai 600 009.

2. The Director of School Education, Chennai 600 006.

3. The Director of Elementary Education,
Chennai 600 006.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Mandamus, directing the 1st Respondent to regularize the services of the Petitioner from the initial date of appointment till 01.06.2006 with all consequential monetary and service benefits.

For Petitioner : Mr.P.Murali

For Respondents : Mr.P.Raja, Government Advocate

O R D E R

Petitioner has come up with this Writ Petition seeking a direction to the 1st Respondent to regularize his services from the date of initial appointment till 01.06.2006, with all consequential monetary and service benefits.

2. According to the Petitioner, she was appointed as Secondary Grade Teacher on 20.10.2004 and is presently working as B.T. Teacher (Maths) in Government High School, Meyyur. The grievance of the Petitioner is that, the period between the date of appointment till 01.06.2006 has not been regularized till date and in that regard, she made a representation dated 24.02.2021 to the Respondents and the same is pending consideration.

3. Heard the learned counsel on either side and perused the material documents available on record.

4. Considering the facts and circumstances of the case, this Court directs the Respondents herein to consider the Petitioner's representation dated 24.02.2021 in accordance with law, after affording an opportunity of personal hearing to the Petitioner, and pass appropriate orders on the same, within a period of two months from the date of receipt of a copy of this order.

5. The Petitioner shall furnish his phone number, Email ID, if any, etc., along with a copy of his representation and a copy of this order to Respondents, forthwith. Respondents are directed to communicate the decision taken on the representation, to the Petitioner within a period of three weeks from the date of decision taken thereon, by way of SMS/Email/Registered Post/Speed Post, so that there is no need for the parties to file a Contempt Petition after expiry of the specified period. In case, Authorities concerned fail to send communication to the parties, they will have to face civil imprisonment in case of contempt proceedings and, if they are unable to serve the order and the cover being returned unserved for one reason or the other, the same shall be kept in the file without opening it for the sake of proof of delivery, so that the parties, at a later point of time, will not take a plea that, they are not aware of the order of this Court.

With the above direction and observation, this Writ Petition stands disposed of. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

AEB

To:

1. The Principal Secretary to Government,
Government of Tamil Nadu,
School Education Department,
Secretariat, Chennai 600 009.
2. The Director of School Education, Chennai 600 006.
3. The Director of Elementary Education,
Chennai 600 006.

+1cc to the Government Pleader, S.R.No. 20180

W.P.No.7913 of 2021

PL(CO)
TE(27/04/2021)