



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.02.2021

CORAM:

THE HONOURABLE MR. JUSTICE M. S. RAMESH

W.P. (MD) No.2963 of 2021

and W.M.P. (MD) .No.2406 of 2021

A.G.Sethuraman

... Petitioner

Vs.

1.The State rep. by its Secretary to Government,
Rural Development and Panchayat Raj (E3) Department,
Secretariat,
Fort St. George,
Chennai - 600 009.

2.The Tamil Nadu Public Service Commission,
Rep. by its Deputy Secretary,
Esplanade, George Town,
Chennai - 600 003.

3.The Director of Rural Development and Panchayat Raj,
Saidapet,
Chennai - 600 015.

4.A.Kutralingam

5.R.Harikrishnan

6.A.Saravana Kumar

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents 1 to 3 herein from making any promotion to the post of Chief Engineer till the seniority list to the post of Assistant Engineers (Rural Development) Panchayat 1997 is revised as per the Orders of this Court, dated 15.11.2019 in W.P.Nos.998 of 2017 batch as confirmed by the Hon'ble Supreme Court of India dated 06.07.2020 in S.L.P. (C) Nos.2861 - 2876 of 2020.

For Petitioner : Mr.T.Arul

for M/s.A.R.Kannappan

For Respondents : Mr.M.Sricharan Rangarajan

Additional Advocate General assisted by

Mr.P.Mahendran for R1 and R3

Additional Government Pleader

Mr.K.K.Senthil for R2

Standing Counsel

Mr.Ravi Shanmugam for R4 & R5



ORDER

The Prayer in the writ petition is for a Mandamus forbearing the respondents from making any promotion to the post of Chief Engineer till the seniority list to the post of Assistant Engineer (Rural Development) Panchayat 1997 is revised.

2.Today when the matter was listed for admission, the learned counsel for the petitioner fairly submitted that the promotions to the post of Chief Engineer have already been made on 09.02.2021. As such the prayer sought for in the present writ petition has become infructuous, since no effective orders can be passed in the same.

3.However, if the petitioner is granted liberty to challenge the promotions made, pending this writ petition, the ends of justice could be secured.

4.With the above liberty, this writ petition stands dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (AE)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

NOTE:

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1.The State rep. by its Secretary to Government,
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Chennai - 600 009.

2.The Tamil Nadu Public Service Commission,
Rep. by its Deputy Secretary,
Esplanade, George Town,
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3.The Director of Rural Development and Panchayat Raj,
Saidapet,
Chennai - 600 015.

+1 CC to M/s.A.R.KANNAPPAN, Advocate (SR-6109[F] dated 19/02/2021)

+1 CC to M/s.SPL GP (SR-5972[F] dated 18/02/2021)

+1 CC to M/s.K.K.SENTHIL, Advocate (SR-6020[F] dated 18/02/2021)

W.P. (MD) No.2963 of 2021
17.02.2021

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KB (08.03.2021) 3P 7C