



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.03.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.6665 of 2021

and W.M.P. (MD) No.5147 of 2021

(Through Video Conference)

G.Chellam

...Petitioner

Vs.

1. Tamil Nadu Uniformed Services

Recruitment Board,

Rep. by its Chairman,

Egmore, Chennai 600 008

2. Tamil Nadu Uniformed Services

Recruitment Board,

Rep. by its Inspector General of Police/

Member Secretary,

Old Commissioner Office Campus,

Egmore, Chennai 600 008

3. The Director General of Police,

Beach Road, Chennai 600 004

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the records pertaining to the Impugned order in C.No.L1/7540/2020 on the file of the respondent No.2 and quash the same as illegal and consequently for a direction, directing the respondents to re-conduct the 400 Meters Physical Efficiency test for the petitioner on an alternative date and allow the petitioner for the next level of selection process in the Recruitment to the post of Sub-Inspector of Police (Taluk, Armed Reserve (Men and Women/ Transgender) and Tamil Nadu Special Police Men 2019 within the time period stipulated by this Court.

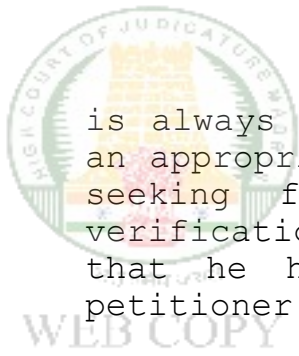
For Petitioner : Mr.T.Aswin Rajasimman

For Respondents : Mr.K.Chellapandian,
Additional Advocate General

O R D E R

This Writ Petition has been filed challenging the rejection order made in C.No.L1/7540/2020 dated 26.02.2021 by the second respondent rejecting the petitioner's request for re-conduct of 400 meters running.

2. In view of the various pronouncements of the Division Bench of this Court observing that the High Court cannot be a forum to order for retest, this Court is not inclined to entertain the prayer sought for in this writ petition. However, if the petitioner is of the view that the original test was not properly conducted, it



is always open to the petitioner to cross-check the same by making an appropriate application under the Right To Information Act [RTI] seeking for video recording of the test conducted and on verification of such recording, if the petitioner is of the view that he has qualified the physical tests, it is open to the petitioner to redress his grievances in a manner known to law.

3. With the above observations, the Writ Petition stands closed. No costs. Consequently, connected W.M.P.(MD) No.5147 of 2021 is closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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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 Chairman,
Tamil Nadu Uniformed Services
Recruitment Board
Egmore, Chennai 600 008
 2. The Inspector General of Police/
Member Secretary,
Tamil Nadu Uniformed Services
Recruitment Board
Old Commissioner Office Campus,
Egmore, Chennai 600 008
 3. The Director General of Police,
Beach Road, Chennai 600 004
- +1 CC to M/s.T.LAJAPATHI ROY, Advocate (SR-13493[F] dated 25/03/2021)
- +1 CC to M/s.SPL GP (SR-13706[F] dated 25/03/2021)

Order made in
W.P. (MD) No.6665 of 2021

Dated:
24.03.2021