



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Civil Appellate Jurisdiction

Friday, the First day of October Two Thousand and Twenty One

PRESENT

The Hon`ble Mr.Justice S.S.SUNDAR

WMP(MD). No.13407 of 2021
in
WP(MD).No. 6312 of 2012

A. Ponnusamy ... Petitioner/Petitioner

Vs

- 1 The Accountant General of Tamil Nadu,
(Accounts and Entitlement),
No.361 Anna Salai, Chennai - 18.
- 2 The Executive Engineer,
Public Works Department,
Water Resources Organization,
Lower Vaigai Special Project Division,
Manamadurai, Sivagangai District

... Respondents/Respondents

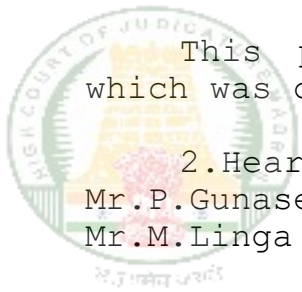
Prayer in WMP(MD). No.13407 of 2021:-

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to restore the above W.P. (MD) No.6312 of 2012 which is dismissed for default on 30.08.2019 and taken on file.

Prayer in WP(MD). 6312/ 2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records of the 1st respondent proceedings in No. Pens/15/4/P19-275/06-07/AR/ADK on 05.07.2006 and the 2nd respondent proceedings in Se.Mu.Ka.No.E3/622/07 dated 24.12.2007 and quash the same and consequently direct the 1st and 2nd respondents to fix the pension of the petitioner in the cadre of Grade-I Fitter Selection Grade with effect from 01.07.2006 and give with attend monetary benefits.

ORDER:- This Writ Miscellaneous Petition coming on for hearing on this day and upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.M.Venkatesan, Advocate for the Petitioner and of Mr. P. Gunasekaran, Advocate For the 1st Respondent, Mr.M. Lingadurai, Government Advocate for the 2nd respondent, this Court made the following order:



This petition is filed to restore W.P.(MD)No.6312 of 2012, which was dismissed for default on 30.08.2019.

2.Heard Mr.M.Venkatesan, learned Counsel for the petitioner and Mr.P.Gunasekaran, learned Counsel for the first respondent and Mr.M.Linga Durai, learned Counsel for the second respondent.

3.This Court is satisfied with the reasons stated in the affidavit filed in support of this petition. Hence, this petition is allowed and W.P.(MD)No.6312 of 2012, which was dismissed for default on 30.08.2019, is restored to file.

4.Post the main Writ Petition in the usual course.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

To

- 1 The Accountant General of Tamil Nadu
(Accounts and Entitlement),
No.361 Anna Salai, Chennai - 18.
- 2 The Executive Engineer,
Public Works Department,
Water Resources Organization,
Lower Vaigai Special Project Division,
Manamadurai, Sivagangai District.

ORDER DATED : 01/10/2021

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ORDER

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WMP(MD) . No.13407 of 2021
in

WP(MD) .No. 6312 of 2012

Giving direction and etc.
as stated within.

RD(8.10.2021) 2P 3C