



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 05.10.2021

CORAM

THE HON'BLE MR. JUSTICE D.KRISHNAKUMAR

W.P(MD) No.18086 of 2021

V.Rathinam

... Petitioner

Vs.

1.The Director of Town Panchayat,
Kuralagam, Chennai.

2.The Assistant Director of Town Panchayat,
Dindigul, Dindigul District.

3.The Executive Officer,
Palayam Town Panchayat,
Guziliamparai,
Dindigul District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, for the issuance of a Writ of Mandamus, directing the respondents to regularise the petitioner's service with effect from 12.01.1988 and to disburse all other attendant service benefits accrued with effect from 12.01.1988 in the light of petitioner's representation dated 25.01.2019.

For Petitioner : Mr.J.Ashok

For Respondents : Mr.S.Shanmugavel,

Standing Counsel for State for R1 & R2

Mr.K.S.Selvaganesan for R3

O R D E R

This Writ Petition has been filed for the issue of a Writ of Mandamus, directing the respondents to regularize the petitioner's service with effect from 12.01.1988 and to disburse all other attendant service benefits accrued with effect from 12.01.1988 in the light of petitioner's representation dated 25.01.2019.

2. According to the petitioner, he is now working as Over Head Tank Operator within the limits of Palayam Town Panchayat. Earlier, he was appointed as daily wager with effect from 12.01.1988 as Over Head Tank Operator by the Executive Officer, Palayam Town Panchayat, Guziliamparai. The grievance of the petitioner is that while regularizing his service, the period of service from 12.01.1988 was not taken into account. Hence, the petitioner made a representation on 25.01.2019, seeking to regularize his service with effect from 12.01.1988 and to disburse all other attendant service benefits



accrued with effect from 12.01.1988. Since the same was not considered, the petitioner has filed this Writ Petition.

3. Heard the learned counsel appearing for the petitioner, the learned Standing Counsel for State appearing for the respondents 1 and 2 and the learned counsel appearing for the third respondent.

4. Considering the limited scope of the prayer sought for in this Writ Petition, this Court, without expressing any opinion on the merits of the matter, directs the respondents to consider the representation of the petitioner dated 25.01.2019 on its own merits and pass orders in accordance with law, as expeditiously as possible, preferably within a period of twelve (12) weeks from the date of receipt of a copy of this order.

5. This Writ Petition is disposed of with the above directions. No costs.

Sd/-

Assistant Registrar (CRL)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Vsm

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 Director of Town Panchayat,
Kuralagam, Chennai.
- 2.The Assistant Director of Town Panchayat,
Dindigul, Dindigul District.
- 3.The Executive Officer,
Palayam Town Panchayat,
Guziliamparai,
Dindigul District.

+1 CC to M/s.J.ASHOK, Advocate (SR-31140[F] dated 05/10/2021)

+1 CC to M/s.SPL.GP (SR-31347[F] dated 06/10/2021)

W.P (MD) No.18086 of 2021
05.10.2021

MGJ(26.10.2021) 2P 6C

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