



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.11.2021

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WEB COPY

THE HON'BLE DR.JUSTICE ANITA SUMANTH

W.P.(MD)No. 14228 of 2018

and

W.M.P.(MD) No.12873 of 2018

S. Aboorvasamy ...Petitioner

Vs.

1. Tamilnadu State Transport,
Corporation (Kumbakonam) Ltd.,
Represented by its Managing Director,
Kumbakonam.

2. The General Manager
Tamilnadu State Transport
Corporation (Kumbakonam) Ltd.,
Nagapattinam Region,
Nagapattinam.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, for the issuance of a writ of mandamus, directing the respondents 1 and 2 to provide the petitioner suitable alternative employment with pay protection, continuity of service and back wages from the date of disengagement as per Section 47(1) of persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and pass orders.

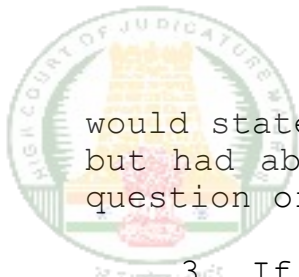
For Petitioner : Mr. A. R. Rahul

For Respondents : Mr. D. Sivaraman
Standing Counsel

ORDER

The petitioner has passed away on 09.07.2018 and with this, the prayer for a mandamus also goes.

2. Learned counsel for the petitioner would reiterate the petitioner's prayer for wages and all benefits in regard to the petitioner's employment for the period 13.07.2013 to 15.03.2018, when he says that the respondents abruptly terminated his services. This is objected to by the learned counsel for the respondents, who



would state that as on 15.03.2018, the petitioner was not terminated but had absented himself from duty thereafter. This is a disputed question of fact.

3. If at all the legal heirs of the petitioner believe that they are entitled to any benefits on account of the services of the deceased petitioner, they are at liberty to approach the respondents seeking redressal.

4. The writ petition is disposed as above. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

mnr

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

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Kumbakonam.

2. The General Manager
Tamilnadu State Transport
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Nagapattinam Region,
Nagapattinam.

+1 CC to M/s.A. RAHUL, Advocate (SR-36206[F] dated 26/11/2021)

+1 CC to M/s.D. SIVARAMAN, Advocate (SR-36159[F] dated 26/11/2021)

**W.P. (MD) No. 14228 of 2018 and
W.M.P. (MD) No.12873 of 2018
25.11.2021**

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