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W.P.(MD)Nos.815 and 1385 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.12.2021

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THE HONOURABLE MRS.JUSTICE **S.SRIMATHY**

W.P. (MD)Nos.815 and 1385 of 2016

and

W.M.P. (MD)Nos.640 and 1161 of 2016

A.Kathali Narasinga Perumal ... Petitioner in both cases
vs.

- 1.The Government of Tamil Nadu,
through its Secretary,
Hindu Religious and Charitable Endowments,
Department,
Fort.St.George, Chennai.
- 2.The Commissioner,
HR & CE Administrative Department,
Nungampakam, Chennai-34.
- 3.The Deputy Commissioner/Secretary,
Arulmigu Palaniandavar College,
of Arts & Culture,
Palani-624 601, Dindigul District.... Respondents in both cases

PRAYER in W.P. (MD)No.815 of 2016: 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 advertisement in DIPR/1648/Display/2015 published in Tamil Thina Thanthi, dated 02.12.2015, on the file of the respondent No.3 and to quash the same as illegal and consequently to direct the respondent No.3 to re-advertise with proper roaster and without any restriction for counting of the experience within the time stipulated by this Court.

PRAYER W.P. (MD)No.1385 of 2016:: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the respondent No.3 to consider the petitioner for appointment to the post of Assistant Professor (Commerce) under the General Turn Category in pursuance to the Notification published in Tamil Daily Thinamani on 30.01.2014 within the time stipulated by this Court.

In both cases:

For Petitioner : Mr.G.Karthik
for Mr.T.Lajapathi Roy

For R-1 and R-2 : Mr.J.K.Jeyaselan
Government Advocate (Civil Side)



For R-3

: Mr.R.Murali
for Mr.K.Govindarajan

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COMMON ORDER

The Writ Petition in W.P.(MD)No.815 of 2016, is filed challenging the advertisement published in the Tamil Thina Thanthi, dated 02.12.2015 and to re-advertise with proper roaster without any restriction for counting the experience. The claim in the Writ Petitions is that the respondents have issued the advertisement to fill the GT (General Turn) vaccancy that too a back log vaccancy under GT. When the Writ Petitions were taken up for hearing, the respondents submitted that they will not proceed based on this advertisement. They will call for applications by issuing fresh advertisement and thereafter, fill the vaccancy and the statutory provisions will be followed.

2.Recording this submission, these Writ Petitions are closed and the Petitioner is granted liberty to participate, if any fresh notification is called for. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

Tmg

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 Government of Tamil Nadu,
through its Secretary,
Hindu Religious and Charitable Endowments,
Department,
Fort.St.George, Chennai.



2.The Commissioner,
HR & CE Administrative Department,
Nungampakam, Chennai-34.

+1 CC to M/s.SPL GP (SR-38304[F] dated 13/12/2021)

+1 CC to M/s.K.GOVINDARAJAN, Advocate (SR-38136[F] dated 10/12/2021)

+2 CC to M/s.T.LAJAPATHI ROY, Advocate (SR-38509 & 38510[F] dated
14/12/2021)

Order made in
W.P.(MD)Nos.815 and 1385 of 2016
10.12.2021

TSK(CO)
TR(22.12.2021) 3P 7C