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WP No.1597 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18-10-2022

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THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

WP No.1597 of 2016

And

WMP No.1360 of 2016

V.Sivagnanam

..

Petitioner

vs.

The Managing Director,
Tamil Nadu State Transport Corporation,
Villupuram District.

..

Respondent

Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the respondent to reinstate the petitioner in service on the basis of the acquittal order passed in C.C.No.210 of 2010 dated 13.02.2012.

For Petitioner

: Mr.R.Karunagaran

For Respondent

: Ms.S.Pavithra



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the respondent-Transport Corporation. Such a decision taken by the Authorities are in consonance with the service conditions. An employee, who is on probation, if found not satisfactory, then the Authorities Competent are empowered to discharge the employee from service.

5. In the present case, a criminal case was registered against the writ petitioner and an order of acquittal would not be a ground to claim exoneration from the departmental disciplinary proceedings.

6. The departmental disciplinary proceedings and the criminal case are distinct and different and the procedures to be followed are not comparable.

7. In the present case, the petitioner was appointed as a temporary employee and within a period of one year, he was discharged from service on account of unsatisfactory and poor performance of work in the respondent-Transport Corporation. Thus, this Court do not find any infirmity in respect of the order passed by the respondent-Transport Corporation.



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8. Accordingly, the writ petition stands dismissed. However, there shall be no order as to costs. Consequently, the connected miscellaneous petition is also dismissed.

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Index : Yes/No.

Internet : Yes/No.

Speaking Order/Non-Speaking Order.

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Villupuram District.



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S.M.SUBRAMANIAM, J.

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