



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.03.2022

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.No.8016 of 2011
and
M.P.No.2 of 2011

A.Murugesu Pandey

...Petitioner

-Vs-

- 1.The Chairman,
Tamilnadu Electricity Board,
800, Anna Salai,
Chennai - 600 002.
- 2.Chief Engineer,
Tamil Nadu Electricity Board,
Tirunelveli - 11.
- 3.The Secretary,
Tamilnadu Electricity Board,
800, Anna Salai,
Chennai - 600 002.
- 4.The Superintending Engineer,
Tiruvannamalai Electricity
Distribution Circle,
TNEB, Tiruvannamalai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, to call for the promotion panel CMDTANGEDCO proceedings No.27, dated 14.02.2011 passed by 1st respondent, quash the same and consequently direct the 1st respondent to include the petitioner's name in the appropriate place considering his seniority in the said list.

For Petitioner : Mr.V.Manisekaran

For Respondents: Mr.P.Subramanian
Standing Counsel for TNEB



ORDER

With the consent of both the parties, this writ petition is taken up for final disposal.

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2. The petitioner herein was subjected to disciplinary proceedings by the respondents and accordingly, a punishment was imposed. When the petitioner had challenged the punishment order, as well as sought for inclusion of his name in the promotional panel for the year 2011-2012, this Court, by an order dated 16.02.2022 passed in W.P.Nos.18955 of 2011 and 29737 of 2012, had set aside the orders of punishment and remanded the matter back to the Disciplinary Authority for fresh consideration. In this background, it was held that the petitioner's claim for inclusion of his name in the promotional panel would depend on the outcome of the disciplinary proceedings to be initiated by the second respondent.

3. In the present case, the petitioner seeks for inclusion of his name in the promotional panel dated 14.02.2011. Since this Court has already taken a view in its order passed in W.P.No.29737 of 2012 that the petitioner's claim for promotion would depend on the outcome of the fresh disciplinary proceedings to be initiated by the second respondent, the present prayer, which is similar in nature, cannot be entertained, since the petitioner's claim in this writ petition would also depend on the outcome of the disciplinary proceedings to be initiated.

4. In view of the above, no effective orders can be passed in the present writ petition. Accordingly, the Writ Petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-III)

//True copy//

Sub Assistant Registrar

hvk

To

1.The Chairman,
Tamilnadu Electricity Board,
800, Anna Salai,
Chennai - 600 002.



2.Chief Engineer,
Tamil Nadu Electricity Board,
Tirunelveli - 11.

3.The Secretary,
Tamilnadu Electricity Board,
800, Anna Salai,
Chennai - 600 002.

4.The Superintending Engineer,
Tiruvannamalai Electricity
Distribution Circle,
TNEB, Tiruvannamalai District.

+1cc to Mr.V.Manisekaran, Advocate SR.No.13689

+1cc to Mr.P.Subramanian, Advocate SR.No.13646

W.P.No.8016 of 2011
and
M.P.No.2 of 2011

BS (CO)
GMY (18/03/2022)