



WEB COPY



W.P. No. 36687 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.11.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P. No. 36687 of 2016

S.Vikram,
S/o. Subha Chandran (late)

... Petitioner

-VS-

1. The Chairman,
TANGEDCO,
No.144, Anna Salai, Chennai – 2.
2. The Chief Engineer (Personnel),
TANGEDCO,
No.144, Anna Salai, Chennai – 2.
3. The Superintending Engineer,
Thirupattur Electricity Distribution Circle,
Thirupattur.

... Respondents

PRAYER : Writ Petition filed Under Article 226 of the Constitution of India praying for issuance of Writ of Declaration, declaring the impugned board proceedings of the 2nd respondent in B.P(FB).No.1, Administrative Branch, dated 28.01.1997 and B.P.No.25, dated 21.06.2007 is contrary and ultravires of the Board service regulation 94 and Annexure III and the consequential order of the 2nd respondent dated 09.01.2014, appointing the petitioner as Helper Trainee and consequently direct the respondent to appoint petitioner as Technical Assistant from



W.P. No. 36687 of 2016

the date of his initial appointment on compassionate ground with all consequential benefits.

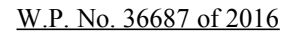
For Petitioner : Mr.S.N.Ravichandran

For Respondents : Mr.P.Subramanian

ORDER

The writ of declaration has been filed to declare the board proceedings of the 2nd respondent in B.P(FB).No.1, Administrative Branch, dated 28.01.1997 and B.P.No.25, dated 21.06.2007 is contrary and ultra vires of the Board service regulation 94 and Annexure III and the consequential order of the 2nd respondent dated 09.01.2014, appointing the petitioner as Helper Trainee and consequently direct the respondent to appoint petitioner as Technical Assistant from the date of his initial appointment on compassionate ground with all consequential benefits.

2. The writ petitioner states that his father, who was working as Field Assistant in the respondent Electricity Board died on 23.08.2000, while he was in service. At the time of death of his father, the petitioner



seeking appointment on compassionate ground.

prescribed additional qualifications for compassionate appointees.

the Board proceedings is to be set aside.

thereafter, he was appointed as Field Assistant on 19.06.2015 and he has



W.P. No. 36687 of 2016

continuing in the post of Field Assistant in the Tamil Nadu Electricity

Board.

6. Since the claim of the writ petitioner has already been considered and he has been appointed as Field Assistant and working as such, there is no necessity to adjudicate the validity of the Board proceedings since the grievances of the writ petitioner are not existing as of now.

7. The issue raised in this writ petition regarding the validity of the Board proceedings are left open and this being the factum, no further adjudication needs to be undertaken and consequently the writ petition stands disposed of. No costs.

10.11.2022

Index : Yes

Speaking Order : Yes

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W.P. No. 36687 of 2016

WEB COPY

To

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W.P. No. 36687 of 2016

S.M.SUBRAMANIAM, J

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W.P.No.36687 of 2016

10.11.2022