



WEB COPY



W.P.No.16868 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.11.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.16868 of 2018

C.Hemalatha

... Petitioner

Vs.

1.The District Collector,
Collectorate Buildings,
Namakkal.

2.K.Parasakthi

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records of the respondent made in S.E.Mu.Na.Ka.No.1018/A1/2017 dated 14.09.2017 and quash the same and consequently direct the respondent to consider the petitioner for appointment to the post of Anganwadi Worker at Devasthanampudur Anganwadi Centre.

For Petitioner

: Mr.G.Vinoth

For Mr.N.Umapathi

For R1

: Mr.V.Arun

Additional Advocate General

Assisted by Mr.R.Neethi Perumal

Government Advocate



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For R2

: No Appearance

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ORDER

The appointment of the 2nd respondent as Anganwadi Worker at Devasthanampudur Anganwadi Centre is under challenge in the present writ petition.

2. The petitioner states that she has participated in the process of selection and appointment to the post of Anganwadi Worker at Devasthanampudur Anganwadi Centre.

3. The grievance of the writ petitioner is that the 2nd respondent is not residing in the same ward, was appointed in violation of the Government order issued in G.O.Ms.No.110 dated 14.05.2012. As per the Government guidelines, the candidates from the same ward shall be considered in respect of the Anganwadi Centres in Municipality / Corporation areas.

4. The learned Additional Advocate General appearing on behalf of the 1st respondent furnished the copy of the documents, which would reveal that the 2nd respondent is not residing in the same ward and thus, the



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appointment of the 2nd respondent is in violation of the Government orders issued in G.O.Ms.110 dated 14.05.2012. As per the Government guidelines, the applicant residing in the same ward shall be considered. When many candidates from the same ward participated in the process of selection, the 2nd respondent, who is residing in another ward has been appointed and thus, the order of appointment is in violation of the Government guidelines issued. Consequently, order passed by the 1st respondent S.E.Mu.Na.Ka.No.1018/A1/2017 dated 14.09.2017 is quashed and the 1st respondent is directed to conduct a fresh selection to fill up the post of Anganwadi Worker as expeditiously as possible by following the procedures as contemplated.

5. With the above direction, the Writ Petition stands allowed. No costs.

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Index : Yes

Speaking order



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To

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S.M.SUBRAMANIAM, J.

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