



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.06.2022

CORAM :

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.NO.11956 OF 2014

AND

M.P.NO.2 OF 2014

D.Gopu

...Petitioner

Vs.

- 1.The Chairman,
Armed Police Range Promotion Board and
Commandant, Tamil Nadu Special Police
X Battalion, Ulundurpet,
Villupuram District.
- 2.The Additional Director General of Police,
Armed Police, Chennai - 10.
- 3.Thiru R.Swaminathan,
Havildar 4020,
Tamil Nadu Special Police III Battalion,
Veerapuram, Chennai - 55.
- 4.Thiru S.Anandhan,
Havildar 2391,
Tamil Nadu Special Police I Battalion,
Trichy.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India to issue a writ of Certiorarified Mandamus or any other writ or order in the nature of writ to call for the records pertaining to the order passed by the first respondent herein in his C.No.A1/8881/2013 dated 14.03.2014 and the consequential order by the second respondent herein in his Rc.No.A1/5581/2014, R.O.No.81/2014 dated 19.03.2014 revising the petitioner's seniority in the rank of Havildar (Armourer) and the 'C' list of Havildars (Armourer) fit for promotion as Sub Inspectors of Police (Armourer) drawn for the year 2014-2015 and further consequential order passed by the second respondent herein in his Rc.No.A2/11258/2013 dated 21.03.2014 and quash the same and consequently direct the first and second respondent herein to fix the petitioner's seniority as Havildar (Armourer) for the year 2005-2006 and fixing date of 'B' list of Havildar as 14.10.2005 and consequently direct the first and second respondent to promote the petitioner as Sub Inspector of Police



consideration and for providing reasonable opportunity to the persons affected or likely to be affected.

7. Accordingly, the impugned orders passed by the first respondent in proceedings C.No.A1/8881/2013 dated 14.03.2014 and the consequential order passed by the second respondent in proceedings R.O.No.81/2014 dated 19.03.2014 are quashed and the matter is remanded back to the second respondent for fresh consideration. Accordingly, the second respondent is directed to issue notice to all the persons likely to be affected on account of revision of seniority including the petitioner and respondents 3 and 4 within a period of four (4) weeks from the date of receipt of a copy of this order. On receipt of such notice, the aggrieved persons are at liberty to submit their explanation / statement along with the document, if any, within a period of three (3) weeks from the date of receipt of copy of show cause notice issued by the respondents. Thereafter, the second respondent shall consider the issues on merits and based on the materials available on record and pass appropriate orders on merit and in accordance with law as expeditiously as possible.

8. With these directions, this writ petition stands allowed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-IV)

// True Copy //

Sub Assistant Registrar

Ab/Jeni

To

1.The Chairman,
Armed Police Range Promotion Board and
Commandant, Tamil Nadu Special Police
X Battalion, Ulundurpet,
Villupuram District.

2.The Additional Director General of Police,
Armed Police, Chennai - 10.

+1cc to Mr.P.I.Thirumoorthy, Advocate Sr.No.34351

+1cc to the Government Pleader Sr.No.34501

W.P.No.11956 of 2014

RSI (CO)
RVM(21/06/2022)