



WEB COPY



W.P.No.22956 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.12.2022

CORAM

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.No.22956 of 2017
and WMP No. 24101 of 2017

Parimala

... Petitioner

Vs

1. Government of Tamil Nadu,
Rep by its Chief Secretary,
Secretariat, Chennai.
2. The District Collector,
District Collectorate,
Thiruvannamalai,
Thiruvannamalai District.
4. The Project Officer for Children Development,
Thandarampet, Thandarampet Taluk,
Thiruvannamalai District.
5. The Government of Tamil Nadu rep by its
Special Commissioner & Government Secretary,
Social Welfare Department,
Secretariat, Chennai

... Respondents

Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus to call for entire records from the 2nd respondent relating to the proposal of appointment of Anganwadi Workers in the Thiruvannamalai District as well as Thattarani Published on website on



W.P.No.22956 of 2017

09.08.2017 and quash the same and further direct the 2nd respondent to allocate the

Thattaranai village under the ST category for the post of Anganwadi worker and further direct that the 2nd respondent to comply the order of the Secretary, SC/ST Welfare Department, Government of Tamil Nadu vide letter No.8702/Sa/Me1/2014-5 dated 27.08.2014 on the issuance of Malaikuravan (ST) Community Certificate and further direct that the 1st respondent to comply with the order of the Government of India, vide No.36011/1/2012-Estt.(Res.) issued by the Ministry of Personnel, Public Grievances and Pensions, Department of Personnel and Training, Establishment Reservation-1 Section dated 14.03.2016 to the appointment of posts.

For petitioner	...	Mr.D.Padmanabhan
For Respondents	...	Mr.V.Arun Addl.Advocate General Assisted by Mrs.C.Meera Arumugam Additional Govt.pleader For R.1 to R.4

ORDER

The petitioner herein seeks for changing the priority of the Community in Thattaranai village, Thiruvannamalai District from SC category to ST category for the post of Anganwadi worker.



W.P.No.22956 of 2017

2. Changing of priority of Community is a policy decision to be taken by the Government. This Court, exercising its power under Article 226 of the Constitution of India, will not be empowered to take such policy decisions. Nevertheless, if the petitioner is granted liberty to approach the respondents to redress her grievance, ends of justice would be served.

3. The learned Additional Advocate General, on instructions, submitted that the post of Anganwadi Worker in Thattaranai village is yet to be filled up.

4. In view of the above observation, the petitioner is at liberty to give a representation to the first respondent to ventilate her grievance. On receipt of such representation, the first respondent shall consider and pass orders on merits and in accordance with law within a period of eight weeks from the date of receipt of a copy of this order.

5. With the above direction, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

20.12.2022

Index: Yes/ No
Speaking Order/Non-speaking Order
sr



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W.P.No.22956 of 2017

M.S.RAMESH,J.,

sr

To

1. The Chief Secretary,
Government of Tamil Nadu,
Secretariat, Chennai.
2. The District Collector,
District Collectorate,
Thiruvannamalai,
Thiruvannamalai District.
4. The Project Officer for Children Development,
Thandarampet, Thandarampet Taluk,
Thiruvannamalai District.
5. Special Commissioner & Government Secretary,
Government of Tamil Nadu,
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W.P.No.22956 of 2017

20.12.2022