



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:19.04.2022

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P. (MD)No.15973 of 2019

&

WMP (MD)No.15602 of 2019

G.M.Ezhil Ezhumalai

... Petitioner

Vs.

1. The Government of Tamil Nadu
Through its Chief Secretary,
St.George Fort,
Chennai.

2. The Department of Health and Family Welfare
Through its Secretary,
St.George Fort,
Chennai.

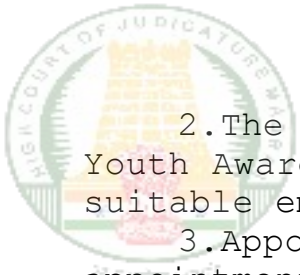
... Respondents

PRAYER: Writ Petition under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to provide petitioner suitable employment under the special scheme as the recipient of National youth Award for the year 2001-2002, in view of the note order made by the Respondents Secretaries, by considering petitioner's representation dated 29-06-2019 within the period as stipulated by this Hon'ble Court.

For Petitioner : Mr.A.Haja Mohideen
For Respondents : Mr.M.Ramesh
Government Advocate
for R1 & R2

ORDER

The relief sought for in the present writ petition is to direct the respondents to provide petitioner suitable employment under the special scheme, as the recipient of National Youth Award for the year 2001-2002, in view of the note order made by the Respondents Secretaries, by considering the petitioner's representation dated 29-06-2019 .



2.The petitioner claims that he is the recipient of National Youth Award for the year 2001-2002. Thus, he must be provided with suitable employment under any Special Scheme.

3.Appointment can never be claimed as a matter of right. Even appointments under the Special Scheme are to be considered strictly in accordance with the terms and conditions as well as the rules in force. Merely by sending a representation or by filing a writ petition, the petitioner cannot seek a direction to provide employment. Equal opportunity in employment is the constitutional mandate. All eligible persons, who all are aspiring to secure public employment is to be considered at the time of undertaking the process of appointment either under the Special Scheme or under the recruitment rules in force.

4.Thus, by filing the writ petition, the petitioner cannot secure appointment and in the event of issuing any such recruitment by the competent authorities or the process of selection is undertaking, the petitioner is at liberty to participate in the process of selection.

5.With these liberty, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS I)

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/ /2022

Sub Assistant Registrar(CS)

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To

1. THE GOVERNMENT OF TAMIL NADU
THROUGH ITS CHIEF SECRETARY,
ST.GEORGE FORT, CHENNAI.

2. THE DEPARTMENT OF HEALTH AND FAMILY WELFARE
THROUGH IT SECRETARY,
ST.GEORGE FORT, CHENNAI.

+1 CC to M/s.SPL.GOVERNMENT PLEADER
(SR-19753[F] dated 20/04/2022)

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&
WMP (MD) No.15602 of 2019
19.04.2022