



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.02.2022

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

**W.P (MD) No. 18407 of 2020 and
W.M.P. (MD) No. 15406 of 2020**

S.Arockiarasu

... Petitioner

-Vs-

1. The Secretary to the Government of Tamil Nadu,
Rural Development and Panchayat Raj Department,
St.George Fort,
Chennai - 600 009.

2. The District Collector,
Theni District.

3. The Chairman,
Uthamapalayam Panchayat Union,
Theni District.

4. The Commissioner / Block Development Officer,
Uthamapalayam Panchayat Union,
Theni District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the fourth respondent to consider the petitioner's representation dated 09.11.2020.

For Petitioner : Mr.J.Jamez Sam Goodley
For Respondents : Mr.V.Nirmal Kumar
Government Advocate

O R D E R

The relief sought for in the present Writ Petition is to direct the fourth respondent to consider the representation of the petitioner dated 09.11.2020.

2. According to the petitioner, he has completed degree in St.Joseph College of Engineering and he registered in the District



Employment Exchange. The fourth respondent issued notification in the month of November 2019 calling for direct recruitment for the post of Office Assistant. Accordingly, the petitioner has applied to the post of Office Assistant on 25.11.2019. On 04.11.2020, the petitioner attended the interview and the certificate verification has also been completed and thus, he is qualified to the post of Office Assistant. When that being so, the Government issued G.O.(Ms) No.248, Finance Department, dated 20.05.2020 stating that, considering the prevailing COVID-19 pandemic situation and there is a compelling need to regulate expenditure on emoluments, the Government directed that there shall be a total ban on creation of new posts in all Departments. Hence, he has filed a representation before the fourth respondent on 09.11.2020. Since the same has not been considered so far, he has filed the present Writ Petition.

3. When the matter is taken up for hearing, the learned Government Advocate appearing for the respondents submits that the representation of the petitioner dated 09.11.2020 has been considered and a rejection order came to be passed in Na.Ka.No.3326/2019/A1 dated 20.11.2020 on the ground that the petitioner is not eligible and the copy of the same has been produced before this Court.

4. Recording the said submission made by the learned Government Advocate, this Writ Petition is closed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

vji

Note :

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate / litigant concerned.



To

1. The Secretary to the Government of Tamil Nadu,
Rural Development and Panchayat Raj Department,
St. George Fort,
Chennai - 600 009.

2. The District Collector,
Theni District.

3. The Chairman,
Uthamapalayam Panchayat Union,
Theni District.

4. The Commissioner / Block Development Officer,
Uthamapalayam Panchayat Union,
Theni District.

+1 CC to M/s.SPL.GP (SR-3967[F] dated 03/02/2022)

W.P (MD) No. 18407 of 2020
and
W.M.P. (MD) No. 15406 of 2020

02.02.2022

nsn(CO)
TR(30.05.2022) 3P 6C