



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:12.01.2022

CORAM:

THE HONOURABLE DR.JUSTICE ANITA SUMANTH

W.P. (MD) .No.2684 of 2018

and

W.M.P. (MD) .Nos.2857 to 2859 of 2018

1.R.Sridharapandian

2.T.Ilakkiya

3.K.Ferozkhan

... Petitioners

vs.

1.The Secretary to Government,
Revenue Department,
Chennai.

2.The Commissioner of Revenue,
Administration,
Ezhilagam,
Chepauk,
Chennai.

3.The District Collector,
Madurai District,
Madurai.

4.The District Revenue Officer,
Madurai District,
Madurai.

5.A.Prem Kishore

6.S.Pradeepa

7.Thulasi Brindha

8.C.Mugipallan

9.D.M.Senthilkumar

10.M.R.Muthulakshmi

11.N.Raguraman

12.K.Gopalakrishnan

13.M.Meenakshi Sundaram

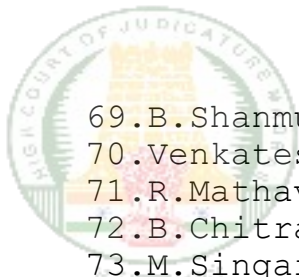
14.G.Mohan Sundar

15.K.Thirunavukarasu

16.V.Veeramurugan

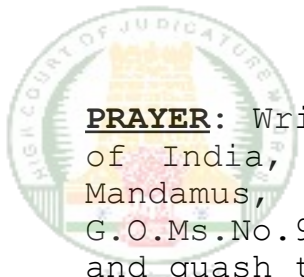


- 18.S.Rajalakshmi
- 19.V.Sundaravel
- 20.K.Logeshwari
- 21.R.Lakshmi Priya
- 22.B.Esakki Muthukumar
- 23.A.Poomaiee
- 24.R.Manikandan
- 25.M.Gomathi
- 26.A.Malathi
- 27.J.Karthikeyan
- 28.R.Manikandan
- 29.S.Sentheeswari
- 30.P.Raja Daniel
- 31.A.Nagarani
- 32.A.Gulsar Parvin
- 33.K.Jaiakanthan
- 34.S.Ramalakshmi
- 35.L.G.Bibin Subash
- 36.R.Manikandaprabu
- 37.Hilda EdvinRubina
- 38.V.Rajavel
- 39.M.Bhuvaneshwari
- 40.M.Rajaram
- 41.M.P.Vivekanandhan
- 42.S.Ayyanar
- 43.A.Raja
- 44.V.Muralidharan
- 45.M.Muthumani Maran
- 46.R.Subetha
- 47.V.Karuphaiah
- 48.B.Rangalakshmi
- 49.D.Gowri
- 50.B.Senthil Kumar
- 51.G.Sharmila
- 52.P.Mayilerinathan
- 53.S.Alhabudin
- 54.B.Rajesh
- 55.M.Ragupathi
- 56.M.Pandia Rajan
- 57.A.S.Karthick Babu
- 58.P.Veerakumar
- 59.G.Aravindan
- 60.N.S.Kannan
- 61.N.Velu
- 62.R.Krishnan
- 63.S.Santhi
- 64.M.Malarkodi
- 65.P.Pushpa Priya
- 66.M.Subbaiah
- 67.A.Gulam Hussian



- 69.B.Shanmuga Lakshmi
- 70.Venkateshan
- 71.R.Mathavan
- 72.B.Chitradevi
- 73.M.Singaravelan
- 74.R.S.Muthuraman
- 75.R.Tamil Elizhalan
- 76.R.Prabu
- 77.C.Kandhasamy
- 78.S.Sundarapandi
- 79.R.Veerannan
- 80.R.Muneeswaran
- 81.V.Mountpattan
- 82.M.Sasikumar
- 83.K.Sumathi
- 84.G.Saravanakumar
- 85.K.Alagukumar
- 86.M.Eswari
- 87.M.Dharmalingam
- 88.S.Kannaki
- 89.Karthikai Rani
- 90.Arumugam @ Selvakumar
- 91.G.Vadivel
- 92.P.Manikandan
- 93.P.Thangapandian
- 94.A.Sanjai Gandhi
- 95.Rashidha Barvin
- 96.M.Vanarajan
- 97.V.Bala
- 98.S.I.Shanthi
- 99.P.Sivaperumal
- 100.P.Amutha
- 101.V.Ayyamal
- 102.S.Rajaguru
- 103.K.V.Marriappan
- 104.B.Thirumurugan
- 105.B.Vinoth Kumar
- 106.A.G.S.S.Manian
- 107.B.Saravanan
- 108.D.Venkateshan
- 109.R.Jansi
- 110.R.Shanthi
- 111.N.Krithika
- 112.K.Manju
- 113.K.Marimuthu
- 114.T.R.Murugesan
- 115.Jeya Arunmathi
- 116.P.Sekar
- 117.S.Valli

... Respondents



PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records in connection with the G.O.Ms.No.93, dated 20.02.2015, on the file of the first respondent and quash the same and consequently direct the respondents 1 to 4 to fix the seniority of petitioners in the Assistant cadre with reference to the promotion quota by push down the Excess Direct Assistant Appointees viz., respondents 5 to 117 and prepare inter - se- seniority panel by following 2:1 ratio as per Annexure IX Rule 9 of Tamil Nadu Ministerial Service Rules.

For Petitioners : Mr.R.Murali

For R1 to R4 : Mr.A.K.Manikkam
Special Government Pleader

For R5, R11, R16,
R36 and R77 : Mr.K.K.Kannan

O R D E R

The petitioners have challenged G.O(Ms.)No.93, dated 22.02.2015, on the file of the first respondent ie., the Secretary to Government, Revenue Department. This very G.O., was the subject matter of challenge in W.A.(MD).Nos.942 and 965 of 2018 that has come to be allowed by the Division Bench of this Court, by its order dated 30.08.2019. To this extent, the petitioners will succeed.

2. However, the petitioners consequently seek a direction for re-fixation of seniority by effecting certain adjustments inter se the placement of the petitioners and the respondents herein. Such a prayer is not liable to be granted, in view of the decision of the Division Bench of this Court in W.A.(MD).No.836 of 2018 and batch wherein, in conclusion, the Bench has directed the respondents to undertake the exercise of constitution of panel afresh.

3. Guidelines have been issued that are to be followed by the respondents in the carrying out of such exercise. Thus, the petitioners would be subjected to this process as and when undertaken by the respondents.

4. Though service is due in some cases, that will not stand in the way of the petitioners' entitlement for relief, in light of the order passed, as above.



5. With these observations, this Writ Petition is closed. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar (CS-II)

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// True Copy //

/ /2022

Sub Assistant Registrar(CS)

akv

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 Government,
Revenue Department,
Chennai.
- 2.The Commissioner of Revenue,
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Ezhilagam,
Chepauk,
Chennai.
- 3.The District Collector,
Madurai District,
Madurai.
- 4.The District Revenue Officer,
Madurai District,
Madurai.

+1 CC to M/s.SPL.GP (SR-1745[F] dated 19/01/2022)

W.P. (MD) No.2684 of 2018

12.01.2022

_RD(31.01.2022) 5P 6C