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W.P.(MD)NO.21568 OF 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.11.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.21568 of 2022 and
W.M.P.(MD)No.15715 of 2022

1. C.Ponnammal
2. M.Sabura Beevi
3. T.Latha
4. M.Palaniammal
5. P.Vijaya
6. S.Amutha
7. Z.Faritha Begum

... Petitioners

Vs.

1. The Union of India,
Through its Secretary to Government,
Ministry of Women and Child Development,
Shastri Bhawan, New Delhi.
2. The State of Tamilnadu,
Through its Secretary to Government,
Social Welfare and
Nutritious Meal Programme Department,
Fort St. George, Chennai – 600 009.
3. The Special Commissioner / Director
Integrated Child Development Services,
Tharamani, Chennai – 600 113.



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4. The District Collector,
Karur District,
(District Project Officer, ICDS),
Karur.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing respondents 2 to 4 herein to promote / appoint the petitioners as Anganwadi Workers in any of the Anganwadi Centers in Karur District.

For Petitioner : Mr.VR.Shanmuganathan

For R-1 : Mr.P.Paul Pandi,
Special Panel Counsel.

For R-2 to R-4 : Mr.D.S.Nedunchezian,
Government Advocate.

* * *

ORDER

Heard the learned counsel on either side.

2. The petitioners are presently working as Anganwadi helpers in various centres of Karur District. They seek promotion as Anganwadi workers. The apprehension of



the writ petitioners was that they may be considered as age barred. The petitioner's counsel relies on the rule which states that if Anganwadi helper has completed ten years of service, he is entitled to be promoted.

3. When the matter was taken up for hearing, the respondents filed counter affidavit. Paragraph No.3(c) and (d) reads as follows:-

“ c. The Government also issued a Government Letter vide letter No. 15631/SW-7/2006 conveyed that 25% of the vacancies may be filled up by giving promotion to Anganwadi Helpers and the Government of Tamil Nadu vide letter No.15631/SW(7)/2011 dated 13.03.2011 prescribed the modus of giving promotion to the Anganwadi Helpers as follows:-

i) The Anganwadi Helper must have completed 10 years of service as an Anganwadi Helper;

ii) Must have passed 10th standard; and

iii) A district level panel of eligible persons



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must be drawn and promotion given as Anganwadi Worker on the basis of the seniority.

d) In accordance with the above Government Letter, a seniority panel for providing promotion to the Anganwadi Helper as Anganwadi Worker district wise was drawn and 25% of the vacancies were filled up with eligible candidates, who have studied 10th standard and extended 10 years service as Anganwadi Helper was drawn and district wise promotion provided to those candidates who came within the zone of recokoning."

4. Since the respondents made clear their stand, the petitioners' apprehension is not well founded. Recording the stand of the respondents, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

29.11.2022

Index : Yes / No
Internet : Yes/ No



To:

1. The Secretary to Government,
Union of India,
Ministry of Women and Child Development,
Shastri Bhawan, New Delhi.
2. The Secretary to Government,
State of Tamil Nadu,
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G.R.SWAMINATHAN,J.

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