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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.11.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.25889 of 2022
and
W.M.P.(MD)No.20021 of 2022

Kannan ... Petitioner

Vs.

1.The Managing Director,
Tamil Nadu State Marketing Corporation Ltd.,
4th Floor, CMDA Building Tower II,
Ganthi Irwin Bride Road,
Egmore, Chennai-600 008.

2.The Senior Regional Manager,
Tamil Nadu State Marketing Corporation Ltd.,
Collector Office Old Building 1st Floor,
Trichy-620001.

3.The District Manager,
Tamilnadu State Marketing Corporation Ltd.,
TASMAC,
Thuvvakudi,
Trichy District. ... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned suspension order issued vide Na.Ka.No.CV 2/ 1382/2022 dated 5.11.2022 by the 3rd respondent and quash the same as

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illegal and unconstitutional and consequently directing the respondents to reinstate the petitioner with all back wages.

For Petitioner : Mr.G.Prabhu Rajadurai
for Mr.T.Manikandan

For Respondents : Mr.S.Srinivasan
Standing Counsel

ORDER

Heard the learned counsel on either side.

2. The petitioner questions the impugned order of suspension. The suspension order has been issued, since it is proposed to conduct enquiry against the writ petitioner and others with regard to shortfall in the stock in Shop No.10342. The shortfall was found out on 04.11.2022, when inspection was conducted.

3. The petitioner's counsel would contend that the employees including the petitioner have been consistently complaining that the supervisor is indulging in irregularities. The petitioner's counsel would argue that it is unfair to treat them on par with the supervisor and penalise them.

4. Since these are factual aspects, I am not in a position to probe them in writ proceedings. Relief is granted to the writ petitioner by directing the third respondent to conclude the proposed enquiry and pass final order within a period of six weeks from the date of receipt of a copy of this order. All the contentions and defences of the petitioner are left open.

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5.The Writ Petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

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Index : Yes / No
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