



W.P.(MD)No.10286 of 2017

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.10.2022

CORAM

THE HONOURABLE MRS.JUSTICE **S.SRIMATHY**

W.P.(MD)No.10286 of 2017

S.Rajkumar

... Petitioner

vs.

1. The Registrar,
Office of the Co-operative Societies,
170, E.V.K. High Road,
Kilpauk, Chennai – 600 010.
2. The Regional Joint Registrar/Revision Officer,
Office of the Co-operative Society,
Madurai Region, Madurai – 625 002.
3. The Joint Registrar/Managing Director,
The Madurai District Central Co-operative Bank Limited,
Madurai – 625 001.
4. The Special Officer,
No.975, The Madurai District Central Co-operative Bank Limited,
187, North Veli Street, Madurai – 625 001. ... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of *Certiorarified Mandamus*, to call for the records relating to



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the impugned order passed by the 2nd respondent dated 29.12.2016 in Na.Ka.No. 4959/2015/Sapa and quash the same and consequently direct the respondents to pass an order of an appointment for any suitable post in the respondents' office on compassionate grounds.

For Petitioner : Mr.K.Guhan
For R-1 & R-2 : Mr.R.Ragavendran
Government Advocate (Civil Side)
For R-3 & R-4 : No appearance

ORDER

This Writ Petition is filed to quash the impugned order passed by the 2nd respondent, dated 29.12.2016 in Na.Ka.No.4959/2015/Sapa and sought for a consequential direction to the respondents to pass an order of an appointment for any suitable post in the respondents' office on compassionate grounds.

2. Heard Mr.K.Guhan, learned counsel appearing for the petitioner and Mr.R.Ragavendran, learned Government Advocate (Civil Side), appearing for the respondent Nos.1 & 2.



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3. The case of the Writ Petition is that the petitioner's father died on 15.11.1996 and therefore, his younger brother has submitted an application, seeking appointment on compassionate ground on 22.02.1997. But, the petitioner's brother unfortunately died on 25.04.1997.

4. The claim of the petitioner is that, he had submitted an application seeking compassionate ground on 03.02.1999 with consent of his mother. The petitioner has completed Diploma in Electronics and Communication Engineering, after completing 10th Standard. The petitioner sought for an appointment based on his qualification, however, the respondents have rejected the claim of the petitioner stating that he has not completed 12th standard. The respondents have rejected since the petitioner has not required qualification as 10 + 2 -13. Subsequently, the petitioner has qualified 12th Standard and also completed B.Com in the year 2009. By this time, the petitioner's age was barred, otherwise the petitioner is over aged. The respondent has rejected the petitioner's claim stating that the petitioner's qualification is over for the post of News



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Reporter. After acquiring the qualification the petitioner is over aged. The petitioner has agitated his claim in the year 2006.

5. Since it is beyond the period of three years from 1997 and the petitioner is also over aged hence, this Court is not inclined to grant an appointment to the petitioner on compassionate ground as prayed for in the Writ Petition.

6. Accordingly, this Writ Petition is dismissed. No Costs.

Index : Yes / No
Internet : Yes
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To

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2. The Regional Joint Registrar/Revision Officer,
Office of the Co-operative Society,
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S.SRIMATHY, J

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