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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 20.06.2023

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THE HONOURABLE MR. JUSTICE V. LAKSHMINARAYANAN

W.P.No. 13494 of 2013

And

M.P.No. 1 of 2013

P.Jaishankar

... Petitioner

..Vs..

1. The Superintendent of Police
Thiruvannamalai District.
2. The Director General of Police
Mylapore, Chennai -4.

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Certiorari calling for the records of the respondents in connection with the impugned order passed in P.R.No. 70 of 2009 dated 1.8.11 and quash the same.

For Petitioner

:: Mr. Venkatramani
Senior Counsel
for Mr.M.Muthappan



For Respondents

:: Mr. M.Rajendran
Additional Government Pleader

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ORDER

Challenging the impugned proceedings in PR.No. 70 of 2009 dated 01.08.2011, the present Writ Petition has been filed.

2. After hearing the matter at length, the learned counsel for the petitioner would brought to my notice that the petitioner has filed an Official Memorandum with Director General of Police on 26.03.2013 and that, the same is pending.

3. The petitioner cannot pursue two remedies at the same time. Therefore, I am not inclined to enter into the Judgment on the merits of the case.

4. The second respondent is directed to take up the said Memorandum said to have been filed by the petitioner on 26.03.2013 and pass orders on the same. In case, the Memorandum is not available, the



petitioner shall submit a fresh Memorandum to the second respondent within a period of three weeks from today and the second respondent is directed to pass an order within a period of 12 weeks thereafter.

5. It is made clear that I have not gone into the merits of the case since the Memorandum under Rule 15-A of TNPSS (D&A) Rules 1955, is pending with the second respondent.

6. With the above direction, the Writ Petition stands disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

20.06.2023

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Index: Yes/No

Internet: Yes/No

Speaking / Non Speaking Order

To

1. The Superintendent of Police
Thiruvannamalai District.
2. The Director General of Police
Mylapore, Chennai -4.

V. LAKSHMINARAYANAN, J.,



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