



W.P.No.37302 of 2004

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.06.2023

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CORAM :
THE HONOURABLE MR. JUSTICE J.SATHYA NARAYANA PRASAD

Writ Petition No.37302 of 2004
and W.P.M.P.No.44760 of 2004

A.Venkitachalam

... Petitioner

Vs.

1.The State of Tamil Nadu,
Rep. by its Commissioner and Secretary,
Highways Department,
Fort.St.George,
Chennai – 600 009.

2.The chief Engineer (General),
Highways Department,
Chepauk,
Chennai – 600 005.

3.N.Sengodan

4.K.Shanmugasundaram

5.M.R.Sivamurthy

6.J.K.Paulraj

7.K.Srinivasan

8.N.Subramaniam

9.K.Suriyapragasam

10.D.Relton Chandrakumar

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11.R.Kandasamy

12.R.Lakshmanan

13.R.Kannan

14.R.Subramanian

15.S.Kannappan

... Respondents

Writ Petition filed under Article 226 of Constitution of India, praying for issuance of Writ of Certiorarified Mandamus calling for the records relating to the G.O.(Ms)No.265 Highways (HK2) Department dated 24.09.2004 issued by the Secretary to Government, High-ways Department the first respondent herein and the proceedings of the Chief Engineer (General) Highways Department, Chennai-5 made in Proceedings No.14887/Admn.3 (4) 2000 dated 30.09.2004, the second respondent herein and quash the same and consequently direct the respondents 1 and 2 herein not to include or consider the respondents 3 to 15 herein (Sl.No.102 to 114) temporarily appointed Assistant Engineers contrary to the Special Rules of the Tamil Nadu Highways Engineering Service Rules in the Seniority list of Assistant Engineers fit for promotion for the next higher post of Asst.Divisional Engineer pursuant to the seniority list published by the first respondent as on 01.01.2004.

For Petitioners : Mr.A.Thirumurthy

For Respondents 1 to 2 : Mr.S.Ravikumar,
Special Government Pleader



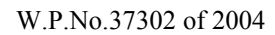
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For Respondents 3 to 4 : No Appearance

For Respondents 5 to 15 : Steps due

ORDER

The relief sought by the petitioner in this writ petition is to call for the records relating to the G.O.(Ms)No.265 Highways (HK2) Department dated 24.09.2004 issued by the Secretary to Government, High-ways Department the first respondent herein and the proceedings of the Chief Engineer (General) Highways Department, Chennai-5 made in Proceedings No.14887/Admn.3 (4) 2000 dated 30.09.2004, the second respondent herein and quash the same and consequently direct the respondents 1 and 2 herein not to include or consider the respondents 3 to 15 herein (Sl.No.102 to 114) temporarily appointed Assistant Engineers contrary to the Special Rules of the Tamil Nadu Highways Engineering Service Rules in the Seniority list of Assistant Engineers fit for promotion for the next higher post of Asst.Divisional Engineer pursuant to the seniority list published by the first respondent as on 01.01.2004.



2. Today, when the matter was taken up for hearing, learned counsel

3. In view of the above submission coupled with an endorsement made

07.06.2023

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Index : Yes/No

Speaking Order : Yes/No

To:

1.The Commissioner and Secretary,
Highways Department,
Fort.St.George,
Chennai – 600 009.

2.The chief Engineer (General),
Highways Department,
Chepauk,
Chennai – 600 005.



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