



WEB COPY



Writ Petition No.38596 of 2015

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.11.2023

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THE HONOURABLE DR.JUSTICE D.NAGARJUN

Writ Petition No.38596 of 2015
& MP.No.1 of 2015

Juliet Premkumari

..Petitioner

vs.

1.The Central Board of Secondary Education,
rep by its Secretary,
PS-1-2-Institutional Area I.P.Extn,
Patparangi, Delhi-110092
Having its regional office at
Plot no.1630A, "J" Block, 16th Main Road,
Chennai-600 040.

2.The Director,
Ordinance Factory Board,
Esplanade East, Kolkata-700 069

3.The General Manager,
Heavy Vehicle Factory,
Avadi, Chennai-600 054

4.The Chairman,
HVF English Medium Educational Society,
Vijayanta Senior Secondary School,
H.V.F Estate, Avadi, Chennai-600 054.



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5.The Secretary,
HVF English Medium Educational Society,
Vijayanta Senior Secondary School,
H.V.F Estate, Avadi, Chennai-600 054.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the respondent to treat the service of the petitioner as one in regular service till 31.03.2018 and pay the benefits to which she is entitled to.

For Petitioner : Mr.K.Vikram for
Mr.V.Raghavachari

For Respondents : Mr.G.Nagarajan for R1
N.K.Nithila Vani, CGSC for R2 to 5

ORDER

This Writ Petition has been filed seeking for issuance of a Writ of Mandamus, to direct the respondent to treat the service of the petitioner as one in regular service till 31.03.2018 and pay the benefits to which she is entitled to.

2.The plea of the petitioner is that the fourth respondent may be



directed to permit the petitioner to retire from service after attaining the age of 60 years instead of 58 years.

2.The first respondent filed a counter affidavit stating that the petitioner did retire only after attaining the age of 60 years and not on completion of 58 years.

3.The respondent has also filed a copy of the final statement of gratuity to show that the petitioner would retire after attaining the age of 60 years.

4.Now the learned counsel for the petitioner also submitted that according to the instructions received by him, the petitioner retired from service after attaining the age of 60 years, for which the petitioner's purpose has already been fulfilled and no cause does survive for adjudication in the Writ Petition and hence, he sought for disposal of the Writ Petition as having become infructuous.

5.Recording the submission made by the learned counsel for the



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petitioner, this Writ Petition is disposed of as infructuous. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

15.11.2023

Index : Yes/No

Speaking order: Yes/No

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To

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Dr.D. NAGARJUN, J

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