



WEB COPY



WP.No.19684 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUIMAR

WP.No.19684 of 2023
and W.M.P.No.18957 of 2023

S.Jaya

.. Petitioner

Versus

1.The Chief Educational Officer
O/o. The Chief Educational Officer
Krishnagiri District

2.The Head Master
Government Higher Secondary School
Chinamelupalli, Krishnagiri District

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned order issued by the 1st respondent in Na.Ka.No. 2116 / B1 / 2021 dated 10.01.2023 and to quash the same and in consequence to that direct the respondents to reinstate this petitioner in the service with all attendant benefits.

For Petitioner : Mr.K.Anbarasan
For Respondents : Mr.E.Veda Bhagath Singh
Special Government Pleader

ORDER

This writ petition has been filed mainly challenging the dismissal of the petitioner from service in a departmental proceedings issued by the 1st respondent in Na.Ka.No. 2116 / B1 / 2021 dated 10.01.2023, quash the same



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and consequently direct the respondents to reinstate this petitioner in the service with all attendant benefits.

2. The charges against the petitioner is that he was unauthorisedly absent for more than 6 ½ years and departmental proceedings have been initiated and ultimately, the appointing authority dismissed the petitioner from service in a proceedings in Na.Ka.No.2116/Aa1.2021 dated 10.01.2023. Challenging the same, this writ petition has been filed.

3. This Court is of the view that when there is an effective alternative appeal remedy available to the petitioner, without exhausting such appeal remedy, filing this writ petition is not maintainable.

4. In view of the above, the petitioner is at liberty to file an appeal within a period of one month from today. Accordingly, this writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

04.07.2023

dhk

Index: Yes/No

Internet: Yes/No

Neutral Citation: Yes/No

<https://www.mhc.tn.gov.in/judis>



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To

The Chief Educational Officer
O/o. The Chief Educational Officer
Krishnagiri District



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N.SATHISH KUMAR, J.

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