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Cont.P. Nos. 1183 & 1199 of 2022 and
1465 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.07.2023

CORAM:

THE HONOURABLE MR. JUSTICE S.VAIDYANATHAN

Contempt Petition Nos.1183 and 1199 of 2022 and 1465 of 2023

Contempt Petition No.1183 of 2022

1. Dinesh G.K.
2. Vignesh Kumar
- 3.Suganthi R
4. Sethupathi. N
- 5.Ramya. A
- 6.Priyatharshini.S
- 7.Poornima. R
- 8.Poornachandhra C
9. Gokul Kannan. T.
10. Ezra John. J

.. Petitioners

..Vs..

Thiru.R.Kannan
Member Secretary
The Tamilnadu Pollution Control Board,
No.7, Mount Salai,
Guindy,
Chennai - 600 032.

.. Respondent



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Contempt Petition No.1199 of 2022

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C.Indhu Parameshwari

.. Petitioner

..Vs..

Dr.M.Jayanthi. I.F.S.
The Chairman,
Tamil Nadu Pollution Control Board,
No.76, Mount Salai,
Guindy, Chennai 600 032.

.. Respondent

Contempt Petition No.1465 of 2023

S.Karthika

.. Petitioner

..Vs..

Thiru.R.Kannan
The Member Secretary
The Tamilnadu Pollution Control Board,
No.7, Mount Salai,
Guindy,
Chennai - 600 032.

.. Respondent

Prayer in all Contempt Petitions: Petition filed under Section 11 of the Contempt of Courts Act, 1971 to punish the Respondent herein for willfully and wantonly disobeying the order passed by this Court dated 02.03.2021 in W.P.No.18673 of 2020 and 18074 of 2020.



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For Petitioner : Mr.A.M.Natraj
(in all contempt
petitions)

For Respondents : Mr.Vijayakumari Natarajan
(in all contempt
petitions)

COMMON ORDER

These Contempt Petitions have been filed on the ground that the orders of this Court dated 02.03.2021 passed in W.P.No.18673 of 2020 and 18074 of 2020 have not been complied with.

2. The learned counsel appearing for the Petitioners submitted that as the petitioners have got equivalence certificate, they should have been given preference over others who were called for interview pursuant to the call letter dated 21.04.2021. Since the Respondents have violated the orders of this Court, it amounts to wilful disobedience of the orders of this Court and accordingly, they are liable to be punished.

3. Today, when the matters were taken up for hearing, pursuant to the



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order dated 13.06.2023 passed by this Court in Contempt Petition Nos.1183 and 1199 of 2022, the Respondents herein viz., Thiru.R.Kannan, Member Secretary, Tamilnadu Pollution Control Board, Chennai and Dr.M.Jayanthi, I.F.S., Chairman, Tamil Nadu Pollution Control Board, appeared before this Court through Video Conferencing. They submitted that the order dated 02.03.2021 was received by them on 27.04.2021, by which time, call letters had been sent to other candidates on 23.04.2021 and selection also had taken place. They further submitted that they are willing to consider the case of 13 candidates, who are the petitioners in these contempt petitions without conducting any written examination and by conducting interview alone and taking into account the Equivalence Certificate, they will be selected and appointed.

4. While so, it was brought to the attention of this Court by the learned counsel for the Petitioners that there are already five vacancies, as has been stated under the RTI Act by the Tamil Nadu Pollution Control Board. In case, these vacancies are to be filled up, nothing can prevent the Respondents from calling the petitioners to attend interview.



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5. In view of the oral submission made by the respondents in paragraph 3, *supra*, to the effect that the petitioners will be called for interview as and when vacancy arises and depending upon their performance in the interview, they will be accommodated in the respective position, these contempt petitions stand closed.

14.07.2023

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S.VAIDYANATHAN., J

arr

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14.07.2023