



WEB COPY



W.P.Nos.17343 & 17348 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.06.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.Nos.17343 & 17348 of 2023
and W.M.P.Nos.16843 & 16490 of 2023

1.V. Saravanan
2.R. Mohanasundari
3.N. Annadurai
Senthil Kumar Rathinam

... *Petitioners in WP.No.17343/2023*
... *Petitioner in WP.No.17348/2023*

Vs.

1.The State of Tamil Nadu,
Through its Secretary to Government/
Additional Chief Secretary,
Municipal Administration and Water Supply Department,
Fort St. George, Chennai – 600 009.

2.The Commissioner of Municipal Administration,
Chepauk, Chennai – 600 005.

3.The Coimbatore Municipal Corporation,
Through its Commissioner,
Coimbatore.

... *Respondents in both WPs*

Prayer in WP.No.17343/2023: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the respondents to give promotion to the petitioners as Assistant Commissioners (Zone-II) of any of the Municipal Corporation coming under the 1st and 2nd



W.P.Nos.17343 & 17348 of 2023

Respondents considering their having rendered more than 4 years of service as Assistant Commissioners from 28.02.2019 till 12.04.2023, when the Tamil Nadu Urban Local Bodies Rules, 2023 were notified in the Gazette, by considering the detailed explanation given by the petitioners for the Memorandum of Charges framed against the petitioners issued by the 3rd Respondent in his proceedings in Roc.No.16858/2016/VI dated 28.06.2021 including the name of the petitioners while preparing the seniority list as required under the Rule 202(2) of the Tamil Nadu Urban Local Bodies Rules, 2023 by placing them ahead of the juniors if any promoted before the notification of the Tamil Nadu Urban Local Bodies Rules, 2023 on 12.04.2023 by the 1st Respondent within the time stipulated by this Court.

Prayer in WP.No.17348/2023: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the respondents to give promotion to the petitioner as Deputy Commissioner of any of the Municipal Corporation coming under the 1st and 2nd Respondents considering his having rendered more than 7 years and 4 months of service as Assistant Commissioner from 23.11.2015 till 12.04.2023, when the Tamil Nadu Urban Local Bodies Rules, 2023 were notified in the Gazette, as he is protected by the Saving Rule 202 of the Tamil Nadu Urban Local Bodies Rules, 2023 by considering the detailed explanation given by the petitioner for the Memorandum of Charges framed against the petitioner issued by the 3rd Respondent in his proceedings in Roc.No.16858/2016/VI dated 28.06.2021 including the name of the petitioner while preparing the seniority list as required under the Rule 202(2) of the Tamil Nadu Urban Local Bodies Rules, 2023 by placing him ahead of the juniors if any



W.P.Nos.17343 & 17348 of 2023

promoted before the notification of the Tamil Nadu Urban Local Bodies Rules, 2023 on 12.04.2023 by the 1st Respondent within the time stipulated by this Court.

For Petitioners : Mr.M. Purushothaman
(in both WPs)

For Respondents : Mr.S. Prabhakaran,
(in both WPs) Government Advocate

COMMON ORDER

The learned counsel for the petitioners seek permission of this Court to withdraw these Writ Petitions. He has also made an endorsement to that effect.

2. In view of the submission and endorsement made by the learned counsel for the petitioners, these Writ Petitions stand dismissed as withdrawn. No costs. Connected miscellaneous petitions are closed.

12.06.2023

Index:Yes/No
Internet: Yes/No

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W.P.Nos.17343 & 17348 of 2023

M.S.RAMESH,J.

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To

- 1.Secretary to Government/Additional Chief Secretary,
The State of Tamil Nadu,
Through its
Municipal Administration and Water Supply Department,
Fort St. George, Chennai – 600 009.
- 2.The Commissioner of Municipal Administration,
Chepauk, Chennai – 600 005.
- 3.The Coimbatore Municipal Corporation,
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W.P.Nos.17343 & 17348 of 2023

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