



W.P.No.22287 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.07.2023

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.No.22287 of 2023 &

WMP.No.21675 of 2023

P.M.Ganeshan @ Ganesan

... Petitioner

Vs

The Tamilnadu Co-operative Milk Producer Federation Ltd.,
Managing Director,
Head Office Aavin Illam, Nandanam, Chennai.

... Respondent

Prayer:- Writ Petition is filed, under the Article 226 of Constitution of India, to issue a Writ of Certiorari to call for the records pertaining to show cause notice dated 11.07.2023 in Ref.No.14234/Pers.IR.2/2020 issued by the respondent and quash the same.

For Petitioner : Mr.C.Prabakaran,
for Mr.P.Divakar

For Respondent : Mr.V.Rajinikanth
Standing Counsel for the respondent

ORDER



W.P.No.22287 of 2023

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This Writ Petition has been filed to quash the show cause notice dated 11.07.2023 in Ref.No.14234/Pers.IR.2/2020 issued by the respondent.

2. The petitioner is facing departmental proceedings for two charges framed by the Department. Domestic enquiry has been conducted and witnesses have been examined and inquiry officer has found that the charges framed against the petitioner have been proved. Thereafter, disciplinary authority issued a show cause notice to the petitioner along with enquiry report for submitting explanation by the petitioner. The same has been put in challenge.

3. It is to be noted that after department enquiry, when the show cause notice has been issued before taking any call on the punishment, such a show cause notice cannot be questioned in a Writ Petition and it is for the petitioner to give his explanation. Hence, there is no merits in this Writ Petition.

4. Accordingly, this Writ Petition is dismissed. Consequently,



W.P.No.22287 of 2023

connected miscellaneous petition is closed. No costs.

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28.07.2023

Index:Yes/No

Neutral Citation : Yes/No

vrc

To,

The Managing Director,
The Tamilnadu Co-operative Milk Producer Federation Ltd.,
Head Office Aavin Illam, Nandanam, Chennai.



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W.P.No.22287 of 2023

N.SATHISH KUMAR, J.

VTC

WP.No.22287 of 2023

28.07.2023