



W.P.No.30094 of 2023

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.10.2023

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.30094 of 2023

S.Perumal

.. Petitioner

Vs.

1. The Secretary to Government
Government of Tamil Nadu
Law Department, Secretariat
Fort St. George, Chennai – 9.

2. The Secretary to Government
Government of Tamil Nadu
Personnel and Administrative Department
Secretariat, Fort St. George
Chennai – 9.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of declaration, declaring Proviso 2 of Section 50(3) of the Tamil Nadu Government Servants (Conditions of Service) Act 14 of 2016 as null and void being ultra-vires and unconstitutional, insofar as it contemplates deemed acceptance.



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For the Petitioner : Ms.T.Aananthi

For the Respondents : Mr.P.Muthukumar
State Government Pleader
assisted by Mrs.R.Anitha
Special Government Pleader

ORDER

(Made by the Hon'ble Chief Justice)

Learned counsel for the petitioner, on instructions, seeks leave to withdraw the writ petition and submits that the affected person would assail the said provision.

2. In the light of that, the writ petition stands dismissed as withdrawn. It is made clear that if the affected person approaches the Court, the Court may consider the matter on its own merits. There will be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

17.10.2023

Index : Yes/No
Neutral Citation : Yes/No

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THE HON'BLE CHIEF JUSTICE
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D.BHARATHA CHAKRAVARTHY, J.

(drm)

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