



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.07.2023

CORAM

THE HON'BLE Mr. JUSTICE **C. V. KARTHIKEYAN**

W.P.No.14707 of 2017
and
W.M.P.No.15939 of 2017

R. Arumugam
Panchayat Secretary,
Thiruvadisoolam Panchayat,
Kattankolathur Panchayat Union,
Chengalpattu Taluk,
Kancheepuram District.

.. Petitioner

Vs.

- 1.The District Collector,
Kancheepuram District Collectorate Campus,
Kancheepuram.
- 2.The Additional Director of Panchayat / Audits,
Kancheepuram.
- 3.The Block Development Officer,
Kattankolathur Panchayat Union,
Kattankolathur,
Chengalpattu Taluk.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari, to call for the records relating to the proceedings in Na.Ka.No.2631/2013/PAa2 dated 31.01.2013 passed by the



1st respondent and to quash the same and consequently, direct the 1st respondent to disburse all the monetary benefits such as backwages to the petitioner.

For Petitioner	.. Mr. K. Alayappan
For R1 & R2	.. Mr. S. Ravikumar, SGP
For R3	.. Mr. R. S. Selvam

ORDER

The Writ Petition has been filed in the nature of Certiorari questioning an order dated 31.01.2013 in Na.Ka.No.2631/2013/PAa2 passed by the 1st respondent / the District Collector, Kancheepuram.

2. By that order, the petitioner was placed under suspension. When the writ petition had come up for admission, by an observation dated 13.06.2017, a learned Single Judge had wondered as to how the respondents have not come forward to revoke or re-consider the order of suspension taking into consideration, the petitioner had been kept in prolonged suspension from 31.01.2013.

3. Thereafter, a counter affidavit had been filed and the learned Special Government Pleader pointed out the relevant portion, wherein, it had been stated that the order of the High Court rendered above had been



complied with and the suspension of the petitioner had been revoked and the petitioner had been reposted as Panchayat Secretary on 01.09.2017 at Kalvay Panchayat. It is also stated that there is a criminal case, for which an FIR in Crime No.43 of 2014 had been registered under Sections 409, 477-A and 420 of IPC, by the District Crime Branch, Kancheepuram, which is also pending trial. The petitioner is still in service.

4. The petitioner may concentrate on the criminal case, which is now pending and wherein, trial is ongoing. No further orders are required, since the suspension order is revoked by the respondents. Accordingly, this Writ Petition stands dismissed. Consequently, connected Writ Miscellaneous Petition is closed.

5. Let the criminal case proceed in manner known to law and the order of suspension or the order of revocation of suspension or this order passed by this Court will not be a bar at all whatsoever on the criminal case.

26.07.2023

Index: Yes/No
Internet: Yes/No
Neutral Citation: Yes/No
Speaking order: Yes/No
smv



WEB COPY To

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Kancheepuram.
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C.V.KARTHIKEYAN,J.

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