2024:MHC:6094

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.11.2023

CORAM

THE HONOURABLE MRS.JUSTICE V.BHAVANI SUBBAROYAN

W.P.No.17309 of 2017
and
W.M.P.No.18809 of 2017

1.P.Kalaimani

2.D.Murugan

3.M.Radha

4.D.Indumathi

5.D.Sangeetha

6.D.Loganayagi

7.K.Srimathi ... Petitioners

Vs.

1.The Chief Electoral Officer and
Principal Secretary to Government,
Public (Elections. V) Department,
Secretariat, Fort St. George,
Chennai – 600 009.

2.The District Election Officer / Commissioner,
Corporation of Chennai,
Rippon Buildings,
Chennai – 600 003.

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3.The Distrct Revenue Officer (Election),
Corporation of Chennai,
Rippon Buildings,
Chennai – 600 003. ... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records relating to the proceedings of the 2nd respondent issued in LR.No.A/264/2015, dated 12.04.2017 and to quash the same and consequently to allow the petitioners to continue in service as Section Writers on par with other similarly placed Section Writers working in Chennai District with benefits of consideration for regularisation of services based on the proposals issued by the 1st respondent in D.O.Lr.No.18166/Ele.V/2011-6 dated 19.11.2012 and the other subsequent proposals.

For Petitioners	: Mr.J.Jayamalan For Mr.S.Nedunchezhiyan
For R1	: Mr.L.S.M.Hasan Fizal Additional Government Pleader
For R2	: Mr.S.Gopinathan
For R4	: Mr.Niranjan Rajagopalan

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O R D E R

The writ petition has been filed challenging the proceedings dated 12.04.2017 passed by the 2nd respondent and consequently to allow the petitioners to continue in service as Section Writers on par with other similarly placed Section Writers working in Chennai District with benefits of consideration for regularisation of services based on the proposals issued by the 1st respondent in D.O.Lr.No.18166/Ele.V/2011-6 dated 19.11.2012 and the other subsequent proposals.

2. Regarding the relief sought for by the writ petitioners, the Hon'ble Division Bench of this Court had already delivered a judgment in ***W.A.No.1160 of 2020*** dated 06.04.2022 and held that "as long as the services of Section Writers are required, they can be allowed to continue in service, by relaxing their age and it is for the Government to engage them in different places, based on requirement and this Court is not inclined to pass any specific direction as regards their place of work".

3. In view of the judgment passed by the Hon'ble Division of this Court, the writ petitioners are not entitled for the claim sought in this writ petition. If at all the Government takes a decision, the Government shall

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consider the plight of the writ petitioners thereafter. Therefore, this Court is not inclined to issue any specific directions to that effect.

4. With these observations, this Writ Petition stands dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

22.11.2023

Jeni
Index : Yes / No
Neutral Citation : Yes / No
Speaking order : Non-speaking order

To

1.The Chief Electoral Officer and
Principal Secretary to Government,
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Secretariat, Fort St. George,
Chennai – 600 009.

2.The District Election Officer / Commissioner,
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V.BHAVANI SUBBAROYAN, J.

Jeni

W.P.No.17309 of 2017

22.11.2023

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