



W.A.(MD)No.296 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 17.03.2023

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
AND
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

W.A.(MD)No.296 of 2023

- 1.Er.S.Maheswaran
- 2.Er.S.Sharmila
- 3.Er.C.Peria Thirumal
- 4.Er.M.Balaji
- 5.Er.Ganeshkumar
- 6.K.Sangeetha
- 7.K.Sathasivam
- 8.Er.P.Arivzhagan
- 9.Er.C.Karthikkumar
- 10.Er.R.Rajkumar
- 11.Er.A.Soundrarajan
- 12.Er.P.Manikandan
- 13.Er.M.Sundharapandi
- 14.Er.M.S.Mohammed Shagul Hameedraja
- 15.Er.V.Mahalakshmi
- 16.S.Naganathan
- 17.Er.V.Mahalakshmi
- 18.Er.G.Chelvakumar
- 19.Er.M.Ramanathan
- 20.Er.T.P.Rajeswari
- 21.Er.A.Yahini
- 22.Er.A.V.Ashok Pandian
- 23.Er.M.Azhagenthiran
- 24.Er.S.Pon Murali
- 25.Er.A.Perumalsamy
- 26.Er.P.Gayathri
- 27.Er.P.Rajapandi



W.A.(MD)No.296 of 2023

- 28.Er.S.Jeganathan
- 29.Er.P.Sathish Ajay
- 30.Er.P.T.Rangarajan
- 31.Er.D.Priya
- 32.K.Selvaganapathy
- 33.V.Suresh
- 34.M.Venkatesh
- 35.P.Ramalingam
- 36.M.Velayutham
- 37.Er.M.Ravichandran
- 38.Er.S.Suresh
- 39.Er.S.C.Vadivelkumaran
- 40.S.Balakrishan
- 41.V.Rameshkumar
- 42.Er.P.Suresh
- 43.Er.S.Senthilkumar
- 44.Er.K.Babu Saravanan
- 45.Er.C.Poonkodi
- 46.Er.R.Vidya
- 47.Er.M.Yogavel
- 48.Er.A.Benazeer Fathima
- 49.Er.P.Arunadevi
- 50.S.Yashmeen Sulthana Barveen
- 51.M.Venkatesh
- 52.A.Arun Prakash
- 53.P.Mohamed Althaf
- 54.K.Raja
- 55.S.Siva Nanthini
- 56.Er.M.Arivezhil
- 57.Er.K.Vairamuthu
- 58.Er.T.Selvan
- 59.Er.R.Marikani
- 60.Er.K.Geetha
- 61.Er.R.Jose Antony Syril
- 62.Er.M.Mathan Kumar
- 63.Er.T.Vishnuvardhan
- 64.Er.T.Nagaraja
- 65.Er.J.Jemi Shalini
- 66Er.M.Balaganesh



W.A.(MD)No.296 of 2023

67.Er.T.S.Rajeshkumar
68.Er.M.Kalai Kannadasan
69.Er.K.Krishnakumar
70.Er.S.Raja
71.Er.M.Sheik Mohamed
72.Er.M.Palavesam
73.Er.F.Alfin Ashmita
74.Er.P.Rajendran
75.Er.P.Saravanan
76.Er.P.Lavanya
77.Er.G.Krishnakumar
78.Er.J.Dominic Amalesh
79.Er.A.R. Venodkumar
80.Er.P.Prem Sankar,
81.Er.K.S. Vignesh
82.Er.M.Paramasivam

: Appellants

Vs.

1.The State of Tamil Nadu,
Rep. by the Secretary,
Highways and Minor Ports Department,
Fort St. George,
Chennai – 9.

2.The Director of General,
Highways Department,
Guindy,
Chennai.

3.The Secretary,
Tamil Nadu Public Service Commission,
Chennai.

4.N.Indhumathi
5.S.Thirumalai Dhathachari
6.S.S.V.S.Raja
7.P.Philip Prabakaran
8.P.Balajisingh



W.A.(MD)No.296 of 2023

9.V.Ramamoorthy

10.K.Tholkapian

: Respondents/Respondents

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PRAYER: Writ Appeal is filed under Clause 15 of Letters Patent to set aside the common order passed in W.P(MD)No.7634 of 2020 dated 30.11.2022.

For Appellants : Mr.Raja Karthikeyan
For Respondents : Mr.Veerakathiravan
Addl. Advocate General assisted by
Mr.S.P.Maharajan
Spl. Govt. Pleader for R1 to R3

COMMON JUDGMENT

(Judgment of the Court was delivered by **R.SUBRAMANIAN, J.**)

The question sought to be raised in this writ appeal is covered by the Judgment of this Court in ***D.Aravinda vs. The Government of Tamil Nadu*** reported in ***CDJ 2009 MHC 3933***.

2.From the reading of the above said Judgment of the learned Single Judge of this Court, we find that the Rule position has been correctly interpreted and it has been found that the Direct Recruits cannot have grievance when the cases of the promotees are concerned. The Hon'ble Division Bench of this Court in W.A(MD)Nos.1334 and 1335 of 2009, has upheld the promotion



W.A.(MD)No.296 of 2023

orders passed relying upon the Judgment of the **D.Aravindan's case**. We, therefore, see no need to revisit the Rule position which will create further confusion.

3.Hence, this writ appeal fails and the same is dismissed. No costs.

[R.S.M.,J] (L.V.G.,J]
17.03.2023

skn

NCC : Yes/No

Index : Yes / No

Internet : Yes

To

1.The Secretary,
Highways and Minor Ports Department,
Fort St. George,
Chennai – 9.

2.The Director of General,
Highways Department,
Guindy,
Chennai.

3.The Secretary,
Tamil Nadu Public Service Commission,
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W.A.(MD)No.296 of 2023

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AND
L.VICTORIA GOWRI.,J.**
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W.A.(MD)No.296 of 2023

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