



W.A.(MD)No.1153 of 2015

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **04.08.2023**

CORAM:

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**
AND
THE HONOURABLE **MR.JUSTICE R.VIJAYAKUMAR**

W.A.(MD)No.1153 of 2015
and
M.P.(MD)No.1 of 2015

- 1.The Chief Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Chennai.
- 2.The Chairman cum
Director General of Police,
Tamil Nadu Uniformed Services Recruitment Board,
Chennai.
- 3.The Member Secretary cum
Inspector General of Police,
Tamil Nadu Uniformed Services Recruitment Board,
Chennai.
- 4.The Member cum
Additional Director General of Police,
Tamil Nadu Uniformed Services Recruitment Board,
Chennai.

...Appellants



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/Vs./

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A.Ilayaraja Athmanathan

...Respondent

PRAYER:- Writ Appeal - filed under Clause XV of Letters Patent Act, to allow this writ appeal preferred against the order dated 23.12.2009 passed in W.P.(MD)No.14149 of 2009.

For Appellants : Mr.Veera Kathiravan
Additional Advocate General
For Respondent : No appearance

JUDGMENT

(Judgment of the Court was made by **DR.ANITA SUMANTH, J.**)

This matter was listed on 26.06.2018 along with several other matters in the additional list. Then Division bench, of which, one of us, Dr.Justice Anita Sumanth was part, has passed the following order:-

“The appellant (s) / petitioner (s) is / are directed to pay batta/take steps with the petition and comply with the defects pointed out by the Registry on or before 10.07.2018, failing which the concerned appeal(s)/Petition(s) shall stand dismissed automatically in respect of the sole respondent in whose favour batta/steps is due.”



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2. The service report reveals that there has been no compliance with the directions of this Court. Batta was not paid and steps were not taken and hence, directions under order dated 26.06.2018 would stand triggered, as per which, this writ appeal would be dismissed as on 10.07.2018. With the dismissal of the writ appeal automatically on 10.07.2018, nothing survives in this appeal as on date. We have only to record the same and we do so. It is reiterated that the writ appeal is dismissed.

3. Learned Additional Advocate General requests that if at all, a request is made by the writ petitioner for enforcement of order dated 23.12.2009, the appellants may have the liberty of considering such request in light of the judgment of the Division Bench of this Court in W.A.(MD)No.1719 of 2010 etc., batch dated 23.12.2010.

4. Liberty is granted subject to the appellants making donation of a sum of Rs.50,000/- (Rupees Fifty Thousand only) in equal portions



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(i.e.,25,000/- each) to the credit of (i) 'High Court Legal Aid Services Committee' and (ii) Rojavanam, Senior Citizen Home run by the Corporation of Madurai (Account No.6481560540, Indian Bank, Madurai Bench of Madras High Court, Madurai) within two weeks from date of receipt of this order. Memo of compliance with proof of donations be placed on to record. Connected Miscellaneous Petition is closed.

[A.S.M.J.] & [R.V.J.]
04.08.2023

NCC :Yes/No
Index :Yes/No
Internet :Yes
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Note: Registry directed to circulate the memo
& enclosures to the Bench in Chambers.



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DR.ANITA SUMANTH, J.
AND
R.VIJAYAKUMAR, J.

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Judgment made in
W.A.(MD)No.1153 of 2015

Dated:
04.08.2023