



W.P(MD)No.30770 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.12.2023

CORAM

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.30770 of 2023

and

W.M.P(MD)Nos.26433 & 26434 of 2023

S.Murugan

... Petitioner

Vs.

1.The General Manager,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Dindigul Region,
Dindigul.

2.The Enquiry Officer,
Senior Superintendent,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Periyakulam Branch,
Theni District.

3.The Branch Manager,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Periyakulam Branch,
Theni District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India,
praying this Court to issue a Writ of Certiorari, calling for the records



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pertaining to the impugned order of the first respondent in Ref. No.LD2PK/2534, dated 20.09.2023 imposing of punishment of pay reduction in basic pay to the initial basic pay in the starting scale of pay applicable to the post of a fresh entrant Conductor and quash the same as illegal.

For Petitioner : Mr.J.Lawrance

For Respondents : Mr.S.Raja
Standing Counsel

ORDER

The present writ petition has been filed by a Conductor of the respondent Transport Corporation challenging the final orders passed in the disciplinary proceedings, wherein he has been reduced in rank.

2. A perusal of the impugned order, dated 20.09.2023 clearly indicates that as against the said final order, an appeal lies to the Managing Director which has to be filed within a period of 90 days. This Court does not find any procedural irregularity in conducting the enquiry. Therefore, if the petitioner wants to agitate the punishment on merits, he has to approach the Appellate Authority, namely, the Managing Director.



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3. In view of the above said facts, the petitioner is granted liberty to file an appeal before the Managing Director on or before **05.01.2024**. In case if such an appeal is filed, the same shall be disposed of within a period of four (4) weeks thereafter.

4. With the above said observation, this writ petition stands disposed of. There shall be no order as to costs. Consequently, connected Miscellaneous Petitions stand closed.

21.12.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes
BTR

To

1.The General Manager,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Dindigul Region,
Dindigul.

2.The Enquiry Officer,
Senior Superintendent,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Periyakulam Branch, Theni District.



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3. The Branch Manager,
Tamil Nadu State Transport Corporation
(Madurai) Limited,
Periyakulam Branch,
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R.VIJAYAKUMAR, J.

BTR

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