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W.P.No.13168 of 2010

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :16.07.2024

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THE HONOURABLE Mrs. JUSTICE R.KALAIMATHI

W.P.No.13168 of 2010

N.Gunasekaran

...Petitioner

vs.

Tamil Nadu Uniformed Services Recruitment Board
represented by its the Chairman and
Director General of Police, P.T.Lee,
Chengalvaraya Nayakkar Maaligai
807, 2nd Floor, Anna Salai,
Chennai – 600 002

... Respondent

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, for issuance of a Writ of Declaration, declaring that the petitioner is eligible to be selected for the post of Sub Inspector of Police under the Direct Recruitment Examination 2010 (Examination Index No.1) Advertisement No.110 published on 01.04.2010 Dinamalar Newspaper and direct the respondents to pass appropriate orders.

For Petitioner : Mr.M.Ramamoorthi

For Respondent : Mr.P.Kumaresan

Additional Advocate General
assisted by Ms.D.Sowmi Dattan
Standing Counsel



W.P.No.13168 of 2010

WEB COPY

ORDER

The declaration is sought for that the petitioner is eligible to be selected for the post of Sub Inspector of Police under the Direct Recruitment Examination 2010 (Examination Index No.1) Advertisement No.110 published on 01.04.2010 in Dinamalar daily Tamil Newspaper.

2. Heard Mr.M.Ramamoorthi, learned counsel for the petitioner and Mr.P.Kumaresan, learned Additional Advocate General assisted by Ms.D.Sowmi Dattan, learned Standing Counsel for the respondent.

3. The petitioner submits that he has completed his 10th standard in April 1992 and Plus Two examination in March 1993. He joined B.A. (History) course between 1993 – 1996, but he did not complete the said course. Thereafter, he completed M.A. (History) from Annamalai University.

4. As per Advertisement No.110 dated 01.04.2010, the educational qualification is extracted hereunder:

"the candidates should possess a degree from an University or Institution recognised by UGC prior to the



W.P.No.13168 of 2010

notification. Any candidate who possesses the degree under Open University Scheme must have passed 10th standard SSLC examination and +2 Higher Secondary Examination prior to obtaining the degree in UG/PG. If the candidate possesses Post Graduate degree through Open University without undergoing the Under Graduate degree the same will not be accepted."

5. The relevant portion of G.O.Ms.No.107 dated 18.08.2009 is also culled out, which is extracted as follows:

"The Government carefully examined this recommendation and having decided to accept the recommendation of the Equivalence Committee issues an order recognizing the degrees in Diploma/ Degree/ Post Graduate degrees obtained through Open Universities only after having passed secondary school examination (10th std) and higher secondary school examination (+2) alone for appointment/ promotion in Public Services."

6. Therefore, for applying for the post of Sub Inspector of Police as mentioned supra, one should have completed 10 standard, thereafter 12th standard and thereafter, he should have completed Bachelor's Degree. As the petitioner has not done his Bachelor's Degree, his application was rejected.



W.P.No.13168 of 2010

WEB COPY

7. It appears that the notification was issued in the year 2010 and based on the above said discussions, this writ petition is dismissed as devoid of merits. There is no order as to costs. Consequently, connected miscellaneous petition, if any stands closed.

16.07.2024

(1/11)

Index : Yes/No
Internet : Yes/No
Speaking Order/Non-Speaking Order
Neutral Citation Case : Yes/No

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To

Tamil Nadu Uniformed Services Recruitment board
represented by its the Chairman and
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W.P.No.13168 of 2010

R.KALAIMATHI, J.

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W.P.No.13168 of 2010

16.07.2024

(1/11)



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W.P.No.13168 of 2010