



W.P. No.26078 of 2009

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2024

CORAM :

THE HONOURABLE MR. JUSTICE MUMMINENI SUDHEER KUMAR

W.P.No.26078 of 2009

and

M.P.No.1 of 2009

V.Dhevadhasan

... Petitioner

Vs.

- 1.State of Tamil Nadu rep. by
The Secretary to Government,
Education Department,
Fort St. George,
Chennai – 600 009.
- 2.The Director of Technical Education,
College Road,
Chennai – 600 006.
- 3.The Principal Secretary/Commissioner,
Directorate of Technical Education,
Guindy,
Chennai – 600 025.
- 4.Sri Ramakrishna Mission Vidyalaya
Polytechnic College
Rep by its Correspondent,
Swamy Anuragavanada,
Sri Ramakrishna Vidyalaya Post,
Coimbatore – 641 020.

... Respondents



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Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Certiorarified Mandamus calling for the entire records in connection with the order of the fourth respondent herein dated 26.11.2009 and quash the same and direct the fourth respondent to reinstate the petitioner with all other benefits.

For Petitioner : Mr.R.Sagadevan
For R1 to R3 : Mr.C.Jayaprakash
Government Advocate.
For R4 : Mr.M.Sriram

ORDER

This Court, on an earlier occasion, after hearing the learned counsel on either side at length, suggested to the 4th respondent, whether the 4th respondent is willing to modify the punishment of dismissal from service to that of compulsory retirement.

2. In response to the same, today, the learned counsel for the 4th respondent placed before this Court, a letter dated 21.11.2024, addressed to him by the 4th respondent stating that the 4th respondent is willing to modify the punishment of dismissal from service, passed by an order dated 26.11.2009, to that of compulsory retirement. The learned counsel for the petitioner also submitted that the petitioner is willing to accept the same.



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3. In the light of the above, the adjudication of this writ petition on merits is not necessary. Accordingly, the writ petition is disposed of directing the 4th respondent to pass appropriate orders within a period of two (2) weeks from the date of receipt of a copy of this order, duly modifying the impugned order dated 26.11.2009, modifying the punishment of dismissal from service to that of an order of compulsory retirement, and release all consequential benefits for which the petitioner would be otherwise entitled to, within a further period of six (6) weeks. The connected miscellaneous petition is closed. No costs.

29.11.2024

Index : Yes/No
Speaking Order : Yes/No
dpa

To:

- 1.The Secretary to Government,
State of Tamil Nadu
Education Department,
Fort St. George,
Chennai – 600 009.
- 2.The Director of Technical Education,
College Road,

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Chennai – 600 006.

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3.The Principal Secretary/Commissioner,
Directorate of Technical Education,
Guindy,
Chennai – 600 025.

4.The Correspondent,
Sri Ramakrishna Mission Vidyalaya
Polytechnic College
Swamy Anuragavanada,
Sri Ramakrishna Vidyalaya Post,
Coimbatore – 641 020.

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