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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : **16.02.2024**

CORAM :
THE HONOURABLE MR. JUSTICE J.SATHYA NARAYANA PRASAD

Writ Petition No.21015 of 2012
and M.P.No.1 of 2012

D.Prabhu ... Petitioner

Vs.

1.The Government of Tamil Nadu,
Rep. by the Secretary to Government,
Industries Department,
Fort St.George,
Chennai – 600 009.

2.The Commissioner of Sugar,
690, Anna Salai,
Nandanam,
Chennai – 600 035.

3.The Administrator,
The Chengalrayan Co-operative,
Sugar Mills Ltd,
Periasevalai – 607 209,
Villupuram District. … Respondents

Writ Petition filed under Article 226 of Constitution of India, praying for issuance of Writ of Certiorarified Mandamus calling for the records pertaining to the orders passed in G.O.Ms.No.138, Industries Department dated 27.09.2010 on the file of the first respondent and quash in so far as

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clause No.9 relating to medical allowance and direct the respondents to make payment of medical allowance by granting one month's salary every year on prorate basis every month as a part of salary with arrears from 27.09.2010 to petitioner forthwith.

For Petitioner : Mr.R.Natarajan

For Respondents 1 & 2 : M/s.N.Senthil Selvi,
Government Advocate

For Respondent 3 : No appearance

O R D E R

The relief sought by the petitioner in this writ petition is to call for the records pertaining to the orders passed in G.O.Ms.No.138, Industries Department dated 27.09.2010 on the file of the first respondent and quash in so far as clause No.9 relating to medical allowance and direct the respondents to make payment of medical allowance by granting one month's salary every year on prorate basis every month as a part of salary with arrears from 27.09.2010 to petitioner forthwith.

2. Today, when the matter was taken up for hearing, learned counsel for the petitioner submitted that the matter has become infructuous and

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nothing survives in this writ petition for further adjudication. He also made an endorsement to that effect in the case bundle.

3. In view of the above submission coupled with an endorsement made by the learned counsel for the petitioner, this Writ Petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is also closed.

16.02.2024

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Index : Yes/No
Speaking Order : Yes/No

To:

1.The Secretary to Government,
Industries Department,
Fort St.George,
Chennai – 600 009.

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J.SATHYA NARAYANA PRASAD,J.

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W.P.No.21015 of 2012

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16.02.2024

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