



W.P.No.22030 of 2012

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.03.2024

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

Writ Petition No.22030 of 2012

P.Paul Raj

... Petitioner

Vs.

- 1.The State of Tamil Nadu,
Rep. by its Secretary to Government,
Environment & Forest Department,
Secretariat, Chennai – 600 009.
 - 2.The Principal Chief Conservator of Forests,
and Head of Forest Force,
Chennai – 600 015.
 - 3.The Conservator of Forests,
Erode.
 - 4.The District Forest Officer,
Erode.
- Respondents

...

Writ Petition has been filed under Article 226 of Constitution of India to issue a Writ of Certiorarified Mandamus calling for the records relating of the second respondent in and by his proceedings No.BB1/34578/2011 dated 24.09.2011, third respondent in and by his proceedings No.4067/02 Pa.2 dated 31.05.2002 and to quash the same and consequently grant the petitioner all the consequential benefits that were not granted to the petitioner



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in view of the above said impugned orders.

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For Petitioner : Selvi George

For Respondents : Mr.Rajesh,
Government Advocate (Forest)

ORDER

This writ petition has been filed by the petitioner to call for the records relating of the second respondent in and by his proceedings No.BB1/34578/2011 dated 24.09.2011, third respondent in and by his proceedings No.4067/02 Pa.2 dated 31.05.2002 and to quash the same and consequently grant the petitioner all the consequential benefits that were not granted to the petitioner in view of the above said impugned orders.

2. Learned counsel for the petitioner submitted that the petitioner was working as Forest Guard in Gudalur Beet in Burgur Range, Erode Division. This being so, the petitioner was issued with a charge memo dated 04.03.2002 for various misconducts and dereliction of duty and in this regard, the petitioner was imposed with a punishment of stoppage of increment for 2



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years without cumulative effect by the third respondent by his proceedings No.4067/02 P2 dated 31.05.2002. Challenging the same, the petitioner has preferred revision petition before the second respondent and the same was dismissed on 24.09.2011 vide proceedings No.BB1/34578/2011 dated 24.09.2011.

3. Learned counsel for the petitioner further submitted that the petitioner thereafter approached the first respondent by way of applying mercy petition dated 10.01.2011, however, till date, there was no reply for the same from the first respondent. Hence, the petitioner has come forward with the present writ petition. However, pending this writ petition, the petitioner died on 25.05.2021.

4. Learned Government Advocate appearing for the respondents submitted a copy of the Government Order in G.O(D)No.35, Environment and Forest Department, dated 15.02.2017, wherein, it is stated that the punishment imposed on the petitioner under Rule 17(a) Tamil Nadu Civil Services (Discipline and Appeal) Rules has been revoked or cancelled.



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Index : Yes/No
Speaking Order : Yes/No
Neutral Citation : Yes/No

To:

- 1.The Secretary to Government,
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- 2.The Principal Chief Conservator of Forests,
and Head of Forest Force,
Chennai – 600 015.
- 3.The Conservator of Forests,
Erode.
- 4.The District Forest Officer,
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J.SATHYA NARAYANA PRASAD,J.

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