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W.P.No.7571 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.03.2024

CORAM :

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

W.P.No.7571 of 2024

K.Mareeswaran

...Petitioner

-Vs-

1.The Chairperson,
Food Safety and Standards Authority of India,
FDA Bhavan, Kotla Road,
New Delhi-110 002.

2.The Chief Executive Officer,
Food Safety and Standards Authority of India,
FDA Bhavan, Kotla Road,
New Delhi-110 002.

3. The Executive Director (HR),
Food Safety and Standards Authority of India,
FDA Bhavan, Kotla Road,
New Delhi-110 002.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the first respondent to appoint the petitioner as the Administrative Officer as per the letter dated 27.12.2021 ranking the petitioner in wait list Serial No.1 circulated to the petitioner.

For petitioner

: Mr.K.Mohanmurali



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For respondents 1 to 3 : Mr.SU.Srinivasan

ORDER

This writ petition has been filed for direction to the first respondent to appoint the petitioner as Administrative Officer as per letter dated 27.12.2021.

2. The petitioner is working in the post Admin cum Accounts Assistant in the respondents department on contract basis. While being so, the first respondent issued notification dated 26.03.2019 to recruit for filling the various post in Food Safety and Standards Authority of India. The petitioner had applied for the said post. After clearing written examination he was qualified for interview held on 02.12.2020. As per the result published by the 1st respondent, the petitioner was provisionally eligible to the post of Administrative Officer and he was kept under waiting list as No.1. Subsequently, one of the person who joined as Administrative officer had resigned from the said post. Even then the petitioner was not selected in the vacant place. Therefore, the petitioner submitted application under the Right to Information Act with some query that list of selected candidates and



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wait listed candidates for the post of Administrative Officer, Computer based Test Marks, Written Test Marks, Interview Marks and Total Marks of all the candidates for the post of Administrative Officer. The first respondent in his reply dated 08.02.2021 stated that "list of candidates has been uploaded on FSSAI Website. Wait list candidate is not available. The merit list of Administrative Officer will be uploaded on FSSAI website shortly." Subsequently, the provisional merit list was published on 05.08.2021. Further, in the information revealed that one of the selected candidates for the post of Administrative Officer Mr.Ankit Bhardwaj was resigned his post on 25.11.2021.

3. In view of the above, the respondents are directed to consider the request made by the petitioner and pass orders on merits in accordance with law within a period of four weeks from the date of receipt of copy of this order.



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4. With the above direction, this Writ Petition is disposed of. No

costs.

22.03.2024

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

To

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G.K.ILANTHIRAIYAN,J.
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