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W.P.No. 20249 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.07.2024

CORAM

THE HONOURABLE MR.JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.20249 of 2024

P.Nirmalarani

.... Petitioner

Vs

1. The Director of Public Health and
Preventive Medicine,
359, Anna Salai,
DMS Complex,
Teynampet, Chennai – 600 006.

2. The Deputy Director of Health Service,
Collectorate Campus,
Salem – 636 001.

3. The Block Medical Officer,
Government Primary Health Centre,
Tharamangalam,
Salem – 636 502.

.... Respondents

Prayer:- Writ Petition filed under Article 226 of Constitution of India for the issuance of Writ of Mandamus, directing the 2nd respondent to consider and pass an order on petitioner representation dated 16.04.2024 for restoration of petitioner increments on expiry of petitioner currency of punishment of stoppage of increment without cumulative effect imposed by the 2nd respondent in proceeding in Na.Ka.No. 4180 / E2 /



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2012, dated 17.07.2013 and to pay the all consequential arrears thereof and monetary benefits

For Petitioner : Mr.A.Saravanan

For Respondents : Mrs.M.Sneha
Special Counsel for Health Department

ORDER

This Writ Petition has been filed for a direction, directing the second respondent to consider the representation submitted by the petitioner dated 16.04.2024 seeking restoration of his increment on expiry of his currency of punishment.

2. Heard the learned counsel appearing on either side and perused the materials available on record.

3. The petitioner was appointed as Pharmacists and now she is working under the third respondent. While being so, the petitioner was served with a charge memo dated 06.09.2012 under Rule 17(a) of the Tamil Nadu Civil Services (Discipline and Appeal) Rules. After conducting enquiry, the petitioner was imposed with a punishment of stoppage of increment for one year without cumulative effect. Once



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again, the petitioner was served with a charge memo dated 10.10.2023 under Rule 17(b) of the Tamil Nadu Civil Services (Discipline and Appeal) Rules and the enquiry is pending. Further, earlier currency of punishment was over and as such the petitioner submitted a representation to restore his increment.

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

5. With the above direction, this writ petition stands disposed of. No costs.

25.07.2024

Internet : Yes
Index : Yes/No
Speaking/Non-speaking order
Neutral Citation : Yes/No
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G.K.ILANTHIRAIYAN, J.

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To

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