



W.P.No.13625 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :23.01.2024

CORAM

THE HONOURABLE MR.JUSTICE BATTU DEVANAND

W.P.No.13625 of 2017

and

W.M.P.No.14811 of 2017

- 1.C.Karuppasamy
- 2.S.Nallaiyan
- 3.S.Veeran
- 4.P.Marisamy
- 5.S.Murugan
- 6.M.Mariammal
- 7.K.Sankarammal
- 8.S.Kirshnasamy
- 9.M.Murugesan
- 10.A.John Peter
- 11.M.Lakshmi
- 12.P.Pappa

... Petitioners

Vs

- 1.The State of Tamil Nadu,
Represented by its Secretary,
Department of Municipal Administration
and Water Supply,
Fort St.George,
Chennai – 600 009.

- 2.The Director of Municipal Administration,

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Chepauk, Chennai – 600 005.

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3.The Commissioner,
Kovilpatti Municipality,
Kovilpatti, Thoothukudi District.

... Respondents

PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus to direct the 2nd respondent to consider the representation of the petitioners dated 15.03.2017 for regularization of their services in the 3rd respondent Municipality with effect from the date of appointment of their services or at least from the date of completion of 3 years in service from its date of appointment and pass such further order.

For Petitioners : Mr.J.James

For RR1 & 2 : Mrs.C.Sangamithirai
Special Government Pleader

For R3 : Mr.P.Srinivas

ORDER

This Writ Petition has been filed seeking to direct the 2nd respondent to consider the representation of the petitioners dated 15.03.2017 for regularization of their services in the 3rd respondent Municipality with effect from the date of appointment of their services

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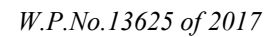
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or at least from the date of completion of 3 years in service from its date of appointment.

2. Heard, Mr.J.James, learned counsel for the petitioners, Mrs.Sangamithirai, learned Special Government Pleader appearing for the 1st and 2nd respondents and Mr.P.Srinivas, learned Standing Counsel appearing for the 3rd respondent and perused the materials available on record.

3. The petitioners are working as Sweepers in the 3rd respondent/ Municipality from the year 1999. The petitioners services were regularised in the year 2002 and again in the year 2006, the regularisation order was cancelled. Aggrieved by the said order, the petitioners submitted a representation dated 15.03.2017 to the 2nd respondent requesting to consider their representation for regularisation of their services in the 3rd respondent/ Municipality with effect from their date of appointment of their services or at least from their date of completion of three years of service from their date of appointment.

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4. A counter affidavit has been filed on behalf of the 3rd respondent. There is no counter affidavit on behalf of the 1st and 2nd respondents.

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6. Under these circumstances, in my considered view, it is appropriate to dispose of this Writ Petition, without going into the merits of the case, with a direction to the 2nd respondent to consider and dispose of the representation dated 15.03.2017 submitted by the petitioners by following due process of law within a stipulated period and in the interest of justice.

7. Accordingly, this Writ Petition is disposed of with a direction to the 2nd respondent to consider and dispose of the representation dated 15.03.2017 submitted by the petitioners within a period of two (2) months from today, by following due process of law and to communicate the decision to the petitioners. No costs. Consequently, connected miscellaneous petition is closed.

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gba

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Speaking order : Yes/No
Neutral Citations : Yes/No

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To

- 1.The Secretary,
for the State of Tamil Nadu,
Department of Municipal Administration
and Water Supply,
Fort St.George,
Chennai – 600 009.
- 2.The Director of Municipal Administration,
Chepauk, Chennai – 600 005.
- 3.The Commissioner,
Kovilpatti Municipality,
Kovilpatti, Thoothukudi District.



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BATTU DEVANAND,J.

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