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Writ Petition No.31932 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.10.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.31932 of 2024

R.Karthikeyan
S/o.V.Raghavan

... Petitioner

Vs.

1.The Principal Secretary to Government
of Tamil Nadu,
Municipal Administration and Water Supply Department,
Fort St.George, Chennai - 9.

2.The Commissioner of Municipal Administration,
No.75, Urban Administrative Building,
Santhome High Road,
MRC Nagar, Raja Annamalaipuram,
Chennai - 600 028.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking issuance of a Writ of Mandamus directing the first respondent to consider and dispose of the appeal dated 24.06.2024 filed by the petitioner against the order of removal from service within a time frame to be fixed by this Court.

For Petitioner : Mr.V.Vijayashankar

For Respondents : Mr.C.Selvaraj

Additional Government Pleader



Writ Petition No.31932 of 2024

ORDER

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This writ petition has been filed seeking issuance of a writ of mandamus directing the first respondent to dispose of the appeal dated 24.06.2024 filed by the petitioner within the time fixed this Court.

2. Heard Mr.V.Vijayashankar, learned counsel for petitioner and Mr.C.Selvaraj, learned Additional Government Pleader appearing for respondents.

3. The case of the petitioner is that he was working as Assistant and that disciplinary proceedings were initiated against him and a punishment of removal from service was imposed against the petitioner. The same was also confirmed in appeal. Aggrieved by the same, the petitioner filed W.P.No.2910 of 2018. This Court allowed the writ petition by order dated 27.07.2022 and remanded the matter back to the file of second respondent.

4. Pursuant to the above order, the second respondent once again reached a finding and imposed a punishment of removal from service through proceedings dated 27.05.2024. Aggrieved by the same,



Writ Petition No.31932 of 2024

the petitioner has filed an appeal before the first respondent dated 24.06.2024. Since the same did not evoke any response, the present writ petition has been filed before this Court.

5. Taking into consideration the facts and circumstances of the case and the nature of relief sought for in the present writ petition, there shall be a direction to the first respondent to deal with the appeal on its own merits and in accordance with law after affording opportunity to the petitioner and final orders shall be passed within a period of eight (8) weeks from the date of receipt of a copy of this order.

This writ petition is disposed of with the above direction. No costs.

25.10.2024

Neutral Citation: Yes/No
Index: Yes/no
Speaking Order/Non-Speaking Order
gm



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Writ Petition No.31932 of 2024

N.ANAND VENKATESH, J

gm

To

- 1.The Principal Secretary to Government
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