



W.P.No.7186 of 2024

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.03.2024

CORAM :

THE HON'BLE MR.SANJAY V.GANGAPURWALA, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.7186 of 2024

Sanjay Kumar K

.. Petitioner

Vs.

1. The Directorate General
The Directorate General of Health Services
446 – A, Nirman Bhavan
New Delhi – 110 011.

2. Nirmal Joe
The Director
Central Leprosy Research and Teaching Institute
Tirumani, Chengalpattu – 603 001. .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India seeking a writ of mandamus, directing the 1st respondent to initiate disciplinary actions against the 2nd respondent and other chairpersons of the CLTRISA and PS of the 2nd respondent for the unlawful activities against the CCS conduct rules by considering by representation dated 30.11.2023.



W.P.No.7186 of 2024

WEB COPY

For the Petitioner : Mr.S.Yogeswaran
For the Respondents : Mr.V.Chandrasekaran
Senior Panel Counsel
for R1

ORDER

(Made by the Hon'ble Chief Justice)

Heard Mr.S.Yogeswaran, learned counsel for the petitioner and Mr.V.Chandrasekaran, learned Senior Panel Counsel for the first respondent.

2. Prayer is made to initiate disciplinary proceedings against the second respondent and other Chairpersons of the Central Leprosy Teaching and Research Institute Staff Association and PS of the second respondent institute for the unlawful activities committed against the Central Civil Services (Conduct) Rules, 1964.

3. Learned counsel for the petitioner submits that time to time, representations have been given to the first respondent that the second respondent is living with two wives, as such, the same is in violation of the Central Civil Services (Conduct) Rules, 1964. There are also other illegalities committed by him.



W.P.No.7186 of 2024

WEB COPY

4. The petitioner is a stranger. Whether to initiate disciplinary proceedings is the prerogative of the employer. In service jurisprudence, public interest litigation would not be maintainable. It is for the petitioner to prosecute his representation, as may be permissible under law.

5. The writ petition, accordingly, stands dismissed. There shall be no order as to costs.

(S.V.G., CJ.)

(D.B.C., J.)

20.03.2024

Index : Yes/No

Neutral Citation : Yes/No

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To

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Page 3 of 4



WEB COPY



W.P.No.7186 of 2024

THE HON'BLE CHIEF JUSTICE
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(drm)

W.P.No.7186 of 2024

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