



WEB COPY



Review Application No.314 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.07.2024

CORAM:

**THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM
and
THE HONOURABLE MR. JUSTICE C.KUMARAPPAN**

Review Application No.314 of 2018

against

W.A.No.1954 of 2012

against

W.P.No.15319 of 2012

1.The Secretary to Government of Tamil Nadu,
Highways Department,
Secretariat, Chennai – 600 009.

2.The Chief Engineer (General),
Highways Department,
Chepauk, Chennai – 600 005.

3.The Divisional Engineer,
Highways Division,
Villupuram District.

...Petitioners

Vs.

1.V.Ravichandran

2.R.Sridhar

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3.C.Mayakannan

4.C.Durairaj

... Respondents

PRAYER : Review Application filed under Order 47 Rule 1 read with Section 114 of C.P.C. praying to review the order dated 04.02.2016 in W.A.No.1954 of 2012.

For Petitioners : Mr.S.John J.Raja Singh,
Additional Government Pleader.

For Respondents : Mr.G.Punniyakotti

ORDER

(Judgement of the Court was delivered by S.M.Subramaniam J.)

The State preferred the Review Application on the ground that the facts, in respect of the writ order referred, is distinct and different and not applicable to the respondents herein.

2. The Writ Court directed the Department to follow the earlier order, in so far as the petitioners are concerned, and pass orders within a period of three months, provided if the facts are identical. The Writ Court has not



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elaborately adjudicated the individual facts of the respondents, who all are seeking appointment / regularisation in the post of Gang Mazdoor.

3. It is needless to state that while verifying the factual aspects between the candidates, the Department has to find out the eligibility under the Government Order and the Rules in force. The Writ Court has directed to follow the earlier order and pass appropriate orders within a period of three months. The State is at liberty to ascertain the factual details of the respondents and their eligibility and accordingly, follow the earlier orders, if the respondents are otherwise eligible and qualified for absorption.

4. With these observations, the review petition stands disposed of. However, there shall be no order as to costs.

(S.M.S.J.,)

(C.K.J.,)

24.07.2024

Index : Yes/No

Internet: Yes/No

Speaking order/Non-Speaking order

Neutral Citation : Yes/No

(sha)



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and

C.KUMARAPPAN, J.

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