



CMP(MD) No.1855 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Wednesday, the Eleventh day of December Two Thousand and Twenty Four

PRESENT

The HONOURABLE MR. JUSTICE M.S.RAMESH
and
The HONOURABLE DR. JUSTICE A.D. MARIA CLETE

CMP(MD) No.1855 of 2024
in
WA(MD) SR No.8780 of 2024

1 THE STATE OF TAMIL NADU
REPRESENTED BY
ADDITIONAL CHIEF SECRETARY/COMMISSIONER,
COMMERCIAL TAX, CHENNAI.

2 THE COMMERCIAL TAX COMMISSIONER,
COMMERCIAL TAX,
CHENNAI.

3 THE JOINT COMMISSIONER
(STATE COMMERCIAL TAX),
MADURAI DIVISION,
MADURAI.

... Petitioners / Appellants

Vs

1 K.NEELAMBIGA

2 THE JOINT DIRECTOR
EX-SERVICE SOLDIER NALA IYAKKAGAM,
NO.22, RAJA MUTHAIAH SALAI,
CHENNAI - 600 003.



CMP(MD) No.1855 of 2024

3 THE DISTRICT COLLECTOR
COLLECTOR OFFICE,
MADURAI DISTRICT,
MADURAI.

4 THE SPECIAL DEPUTY COLLECTOR
SOCIAL WELFARE SCHEME,
COLLECTOR OFFICE CAMPUS,
MADURAI.

... Respondents / Respondents

Civil Miscellaneous Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 704 days in filing the above writ appeal against the order dated 17-08-2021 made in W.P.(MD).No.5240 of 2018.

Prayer in WA(MD) SR No.8780 of 2024:

To set aside the order dated 17.08.2021 in WP(MD) No.5240 of 2018 on the file of the Hon'ble High Court, Madurai Bench.

Prayer in WP(MD). 5240/ 2018 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Certiorarified Mandamus calling for the records pertaining to the impugned order passed by the 3rd respondent proceedings in Na.Ka.A10/1922/2014 dated 30.11.2017, quash the same as illegal and consequently directing the respondents 1 to 3 to give compassionate appointment in the cadre of Record Clerk to the petitioner as forwarded by the 5th respondents proceedings in Na.Ka.No.PaA6/5516/2010 dated 27.01.2016 within a time frame fixed by this Honble Court.

ORDER : This civil miscellaneous petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.S.SHAJI BINO, Special Government Pleader for the petitioners and of Mr.M.VENKATESAN, Advocate on behalf of the Respondent No.1, the Court made the following order:-



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[Order of the Court was made by M.S.RAMESH, J.]

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Though notice has been served on the first respondent and name printed in the cause list, none appears.

2.Learned Additional Government Pleader for the respondents 2 to 4 has no objection for condoning the delay.

3.Having been satisfied with the reasons stated in the accompanying affidavit filed in support of the petition, this petition is allowed and the delay is condoned on condition that the petitioner pays a sum of Rs.10,000/- (Rupees Ten Thousand only) to the credit of Account No.10767823177 [State Bank of India], towards District Siddha Medical Officer, CCRI, Periyakulam, within a period of two [2] weeks from today.

4.The Registry shall not number the Writ Appeal, if the receipt of the payment of cost is not enclosed.

sd/-
11/12/2024

/ TRUE COPY /

/12/2024
Sub-Assistant Registrar
(C.S.I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MR



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To
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1 THE ADDITIONAL CHIEF SECRETARY/COMMISSIONER,
STATE OF TAMIL NADU
COMMERCIAL TAX,
CHENNAI.

2 THE COMMERCIAL TAX COMMISSIONER,
COMMERCIAL TAX,
CHENNAI.

3 THE JOINT COMMISSIONER
(STATE COMMERCIAL TAX),
MADURAI DIVISION,
MADURAI.

4 THE JOINT DIRECTOR
EX-SERVICE SOLDIER NALA IYAKKAGAM,
NO.22, RAJA MUTHAIAH SALAI,
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COLLECTOR OFFICE,
MADURAI DISTRICT,
MADURAI.

6 THE SPECIAL DEPUTY COLLECTOR
SOCIAL WELFARE SCHEME,
COLLECTOR OFFICE CAMPUS,
MADURAI.

COPY TO:

THE DISTRICT SIDDHA MEDICAL OFFICER,
CCRI, PERIYAKULAM.



CMP(MD) No.1855 of 2024

2.THE SUB ASSISTANT REGISTRAR,
AE SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CMP(MD) No.1855 of 2024
in
WA(MD) SR No.8780 of 2024
Date :11/12/2024

ED/ VR /SAR- (18/12/2024) 5P / 9C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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