



WA(MD). No.2537 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Date : 13/12/2024

CORAM

THE HONOURABLE MR.JUSTICE M.S. RAMESH
AND
THE HONOURABLE Dr.JUSTICE A.D.MARIA CLETE

WA(MD). No.2537 of 2024
and CMP(MD) No.17890 of 2024

1. The Director Cum Mission Director
Integrated Child Development Scheme,
No.1 Pammal Nallathambi Street,
Tharamani, Chennai.

2. The District Collector,
Office of the District Collector,
Ramanathapuram District

3. The District Project/Programme Officer,
Child Development Schemes,
Ramanathapuram District,
Ramanathapuram.

4. The Integrated Child Development Officer,
R.S.Mangalam Panchayat Union,
Ramanathapuram District.

... Appellants

Vs

S Jeyam

... Respondent

PRAYER :- Writ Appeals filed under Clause 15 of Letters patent



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against the order dated 05.09.2023 in WP(MD). No. 639 /2019.

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For Appellants : Mr.S.Shaji Bino
Special Government Pleader
For Respondents : Mr.S.Malaikani

JUDGMENT

(Judgment of the Court was delivered by M.S.RAMESH, J.)

Challenging is made to the order of the writ Court dated 05.09.2023 in WP(MD) No.639/2019.

2. The only ground on which the writ appeal has been filed is that the original appointee, namely, Amaravathi was later found to be unfit and therefore removed from service and since the reserved list of the candidates had lapsed, after expiry of six months and the writ petitioner had also crossed the age limit, she cannot be appointed to the said post and therefore, the order in the writ petition requires intervention.

3. We are unable to accept such a submission for the simple reason that it was based on the appellants/Government Advocate's own submission before the writ Court that the vacancy that existed as on the



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date would be filled up from among the persons including the writ petitioner, who originally applied for the said post, on which submission, the writ petition came to be allowed with a direction to the appellants to consider the case of the writ petitioner and finalise the selection. Having given such an undertaking before the writ Court, the appellants are now estopped from challenging the said order on a different ground. Thus, there are no merits in this appeal. Accordingly, the writ appeal stands dismissed. No costs. Consequently connected Miscellaneous Petition is closed.

[M.S.R.,J]

[A.D.M.C.,J]

13.12.2024

NCC : Yes/No
Index : Yes/No
RR



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**M.S.RAMESH,J
AND
A.D.MARIA CLETE, J.**

RR

**JUDGMENT IN
WA(MD) No.2537 of 2024**

Date : 13/12/2024