



W.P.(MD)No.14245 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.07.2024

CORAM

THE HONOURABLE MS JUSTICE R.N.MANJULA

W.P.(MD)No.14245 of 2024

A.Gladwin

... Petitioner

Vs.

1.The Director,
Milk Production and Dairy
Development Department,
Madhavaram Milk Colony,
Chennai-600 051.

2.The Commissioner,
Milk Production and Dairy
Development Department,
Madhavaram Milk Colony,
Chennai-600 051.

3.The Secretary,
Tamil Nadu Public Service Commission,
T.N.P.S.C., Road, Broadway,
Park Town, Chennai-600 003.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the entire records of the first respondent pertaining to the proceeding in Na.Ka.No.15347/Aa3/2023-2 dated 14.05.2024 and quash the same as illegal, consequently direct the first respondent to issue the appointment order to the petitioner and other monitory benefits to the petitioner for the posts of combined civil services Examination-



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IV (Group-IV) services for the year 2022 through a notification No.07/2022 dated 30.03.2022 or directly the third respondent to allot the new department for the petitioner within the stipulated time period.

For Petitioner : Mr.G.Sakthi Rao

For R1 & R2 : Mr.M.Senthil Ayyanar
Government Advocate

For R3 : Mr.V.Paneer Selvam

ORDER

This writ petition has been filed challenging the order passed by first respondent in Na.Ka.No.15347/Aa3/2023-2 dated 14.05.2024 and to direct the first respondent to issue appointment order to the petitioner and other monitory benefits to the petitioner for the posts of combined civil services Examination-IV (Group-IV) services for the year 2022 through a notification No.07/2022 dated 30.03.2022 or direct the third respondent to allot the new department for the petitioner within the stipulated time period.

2.Heard Mr.G.Sakthi Rao, learned counsel appearing for the petitioner, Mr.M.Senthil Ayyanar, learned Government Advocate for the first and second respondents and Mr.V.Panneer Selvam, learned counsel for the third respondent.



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3.The petitioner had applied for Combined Civil Services Examination-IV (Group IV) and succeeded in the process of selection. He was also issued with allotment order. But, the petitioner was not given with any appointment order. Hence, the petitioner along with other similarly selected candidates has submitted a representation dated 23.11.2023. On considering the same, the first respondent has issued the present impugned order.

4.In the impugned order, it has been stated that the appointment order cannot be issued in view of the pending litigation before the Principal Seat of this Court relating to the ratio to be fixed in the *inter se* seniority between the incumbents for the promotion to the post of Junior Assistant in W.P.No.25637 of 2023. Further, it is stated in the impugned order that no vacancies are available in the post of Typist. Therefore, even if the appointment order is released to the petitioner and also to the other similarly placed candidates, it will be difficult to accommodate them in post of Typist.

5.In view of the above, the first respondent is directed to take steps to get the pending writ petition disposed and depending upon its outcome, accord promotion to the existing Junior Assistants / Typists to the post of Junior Inspector and create vacancies for accommodating the petitioner as well as the



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similarly placed persons. The said exercise shall be completed as early as possible.

6. With the above direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

03.07.2024

NCC:yes/no
Index:yes/no
Internet:yes/no
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To

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R.N.MANJULA, J.

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