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W.P.(MD) No.21599 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 04.10.2024

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD) No.21599 of 2016

and

W.M.P.(MD) Nos.15442, 15443, 15444 & 15445 of 2016 & 20528 of 2023

S.Ragunathan

... Petitioner

-VS-

- 1.The Superintending Engineer
Tamil Nadu Generation and
Distribution Corporation Limited
Sivagangai Electricity Distribution Circle
Sivagangai
- 2.The Executive Engineer
Tamil Nadu Generation and
Distribution Corporation Limited
Karaikudi
- 3.The Assistant Executive Engineer
Tamil Nadu Generation and
Distribution Corporation Limited
Town/Karaikudi



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4.The Assistant Executive Engineer
Tamil Nadu Generation and
Distribution Corporation Limited
Construction and Improvement
Karaikudi

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus to call for the records pertaining to the impugned order in Memo No.Se.Po/Pa/Karai/Vu.Ni.Aa/Ni.Me/Ko.Thani/A.No. 438/16 dated 14.06.2016 passed by the second respondent, quash the same and consequently direct the respondents to promote the petitioner to the post of Special Grade Foreman Driver with all attendant monetary and service benefits.

For Petitioner : Ms.Hema Bharathi
for Mr.A.Rahul

For Respondents : Mr.B.Ramanathan
Standing Counsel

ORDER

This writ petition has been filed challenging the impugned order dated 14.06.2016, passed by the second respondent, imposing a punishment of stoppage of annual increment at the rate of 3% of the basic pay and grade



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pay in the revised scales for a period of one year without cumulative effect excluding the period spent on leave, if any, on the petitioner.

2. Admittedly, a statutory appeal has been filed by the petitioner aggrieved by the impugned order passed by the second respondent before the first respondent and the same is still pending.

3. Learned Standing Counsel appearing for the respondents also confirms, on instructions, that the appeal filed by the petitioner is still pending on the file of the first respondent.

4. In view the same, this Court deems it fit to direct the first respondent to pass final orders on the statutory appeal filed by the petitioner aggrieved by the impugned order dated 14.06.2016, passed by the second respondent, within a time frame to be fixed by this Court.

5. Learned counsel for the petitioner is also not having any serious objection, if such a direction is issued.



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6. For the foregoing reasons, this writ petition is disposed of by directing the first respondent to pass final orders, on merits and in accordance with law, on the statutory appeal filed by the petitioner on 22.10.2016, aggrieved by the impugned order dated 14.06.2016, passed by the second respondent, after affording a fair hearing to the petitioner, within a period of twelve weeks from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petitions are closed.

04.10.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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ABDUL QUDDHOSE, J.

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