



W.P.(MD).No.26393 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 05.11.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.26393 of 2024

M.Kathirselvam

... Petitioner

Vs.

1. The General Manager,
Tamil Nadu State Transport Corporation
Tvl Limited,
Tirunelveli Region,
Vannarpettai,
Tirunelveli.

2. The Assistant Manager,
Tamil Nadu State Transport Corporation
Tvl Limited,
Tirunelveli Region,
Vannarpettai, Tirunelveli.

3. The Branch Manager,
Tamil Nadu State Transport Corporation
Tvl Limited,
Puliyangudi Branch,
Tenkasi District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the first respondent to allot duty to the petitioner (Employment No.8868) and consequently to pay



W.P.(MD).No.26393 of 2024

the petitioner his salary with arrears from 21.06.2024 by considering the representation given by the petitioner dated 26.08.2024 and 27.09.2024.

For Petitioner : Mr.K.Jeyamohan

For Respondents : Mr.D.Jebaraj
Standing Counsel

ORDER

The instant Writ Petition has been filed by a Driver of the respondent Transport Corporation, seeking a Mandamus as against the first respondent to allot duty and disburse the salary from 21.06.2024 onwards.

2. It is the contention of the learned counsel appearing for the writ petitioner that the petitioner was prevented by the third respondent from attending duty from 21.06.2024 onwards. The petitioner has given representations to various authorities on 26.08.2024 and 27.09.2024 stating that he has not been permitted to attend duty.

3. Per contra, the learned Standing Counsel appearing for the respondent Transport Corporation submits that the petitioner is unauthorisedly absent from 21.06.2024 and he has never attended duty.



W.P.(MD).No.26393 of 2024

WEB COPY

4. In view of the above said facts, there shall be a direction to the respondent authorities to permit the petitioner to join duty from **06.11.2024** onwards. However, permitting the petitioner to join duty is without prejudice to the proceedings which have already been initiated as against the writ petitioner.

5. With the above said observations, this Writ Petition stands disposed of. There shall be no order as to costs.

05.11.2024

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

Note: Issue order copy on 05.11.2024



W.P.(MD).No.26393 of 2024

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Tvl Limited,
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W.P.(MD).No.26393 of 2024

R.VIJAYAKUMAR,J.

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W.P(MD)No.26393 of 2024

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