



W.P.(MD)No.27471 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.11.2024

**CORAM:
THE HON'BLE MR JUSTICE R.VIJAYAKUMAR**

W.P.(MD)No.27471 of 2024

R.Shankar Kumar

.... Petitioner

Vs.

The General Manager
Tamil Nadu State Transport Corporation (MDU) Ltd.,
Madurai Region
Bye Pass Road
Madurai 625 016

.....Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus directing the respondent to retaining the petitioner in supernumerary post until the suitable post is made available and pay the salary every month as per Section 20(4) of the Rights of the Persons with Disabilities Act, 2016.

For Petitioner : Mr.K.K.Samy

For Respondent : Mr.S.Raja
Standing Counsel



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ORDER

The instant writ petition has been filed by a driver of the respondent transport corporation seeking a mandamus to retain the petitioner in supernumerary post until the suitable post is made available and pay salary as per Section 20(4) of the Rights of the Person with Disabilities Act, 2016.

2. According to the learned Counsel for the petitioner, the petitioner had undergone heart surgery and is having 58% of hearing disability as per the report of Rajiv Gandhi Government General Hospital, Madras Medical College Chennai.

3. In view of the disability of the writ petitioner, the petitioner had made a request for providing alternative employment. Since the said request was not considered, the present writ petition has been filed.

4. The learned Standing Counsel appearing for the respondent has brought to the notice of the Court that the respondent had directed the Branch Manager to provide alternative employment to the writ petitioner. Pursuant to the said direction, the petitioner is joining as Lubricant in the Technical Section.



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5. In view of the order passed by the respondent Transport Corporation, no further adjudication is called for. Accordingly, this writ petition stands closed. No costs.

19.11.2024

Index : Yes/No
Internet : Yes/No
NCC: : Yes/No
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R.VIJAYAKUMAR, J.

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