



W.P.No.17838 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 06.08.2025

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THE HONOURABLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

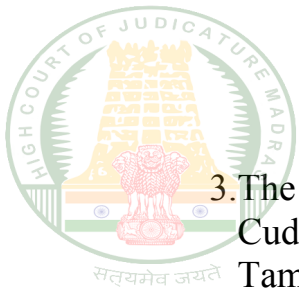
W.P.No.17838 of 2011

- 1.S.Kasiraj
- 2.S.Selvakumar
- 3.A.Antony Mariadoss
- 4.D.Vijayakumar
- 5.S.Rajasekar
- 6.T.Ganesan
- 7.S.Kalairasan
- 8.S.Rajasekaran
- 9.S.Krishnamurthy
- 10.S.Murgan

... Petitioners

Vs.

- 1.Tamil Nadu Generation and Distribution Corporation Limited
Rep. by its Chairman cum Managing Director
No.144, Anna Salai
Chennai 600 002.
- 2.The Chief Engineer (Personnel)
Tamil Nadu Generation and Distribution Corporation Limited
No.144, Anna Salai
Chennai 600 002.



3. The Superintending Engineer
Cuddalore Electricity Distribution Circle
Tamil Nadu Electricity Board
Capper Hills
Cuddalore-4.

4. A. Balasubramanian

5. S. Syed Kathar

6. S. Syed Musthaq

7. J. Murugaiyan

8. V. Sekar

9. P. Anbazhagan

10. J. Dharmasamy

11. K. Nalladurai

12. R. Venkatraman

13. K. Manikandan

14. K. Selvam

15. K. Ravichandran

16. C. Sekar

17. D. Prabhakaran

18. J. Kumaran

19. R. Ravi

20. V. Jayabalan

.... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus calling for the concerned records from the 3rd respondent, quash the Memo bearing No.386/Adm.2/A.1/F.C.I Seniority/2011 dated 25.05.2011 issued by the 3rd respondent and the seniority list of Commercial Inspector enclosed therein as illegal, arbitrary



and contrary to law and consequently direct the respondents to finalize the seniority list of Commercial Inspector based on the proceedings of the 3rd respondent bearing Memo.No.223/Adm.2/AI/F.Seniority/2010 dated 3.4.2010 and effect promotion to the post of Foreman based on the same.

For Petitioner : Mr.Balan Haridas

For R1 to R3 : Mr.A.P.Venkatesh Prasad
for Mr.T.S.Gopalan & Co.

For R6 to R8, : Ms.Saha Fathima,
R11, R12, R15, for Mr.V.Stalin
R18 to R20.

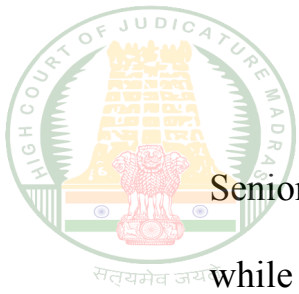
For R5, R10 : Mr.N.Suresh
& R17

For R4, R9, R13, : Notice served - No appearance
R14 & R16

ORDER

Heard Mr.Balan Haridas, learned counsel for the petitioners, Mr.A.P.Venkatesh Prasad, learned counsel appearing for the respondent Nos.1 to 3, Ms.Saha Fathima, learned counsel appearing for the respondent Nos.6 to 8, 11, 12, 15 & 18 to 20 and Mr.N.Suresh, learned counsel appearing for the respondent Nos.5, 10 & 17.

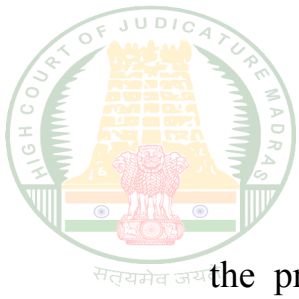
2. This writ petition has been filed challenging the final seniority list issued by the 3rd respondent in Memo No.386/Adm.2/A.1/F.C.I



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Seniority/2011, dated 25.05.2011 in the cadre of Commercial Inspector, while seeking a consequential direction to finalize the seniority list in terms of the provisional seniority list communicated through Memo.No.223/Adm.2/A.1/F Seniority/2010, dated 03.04.2010.

3. A perusal of the affidavit filed in support of the writ petition, as well as from the submissions made by learned counsel for the petitioners, it is evident that the only ground on which the impugned proceedings dated 25.05.2011 has been challenged is that the respondents Nos.4 to 20 herein were placed at the appropriate place in the provisional seniority list dated 03.04.2010, but in the final seniority list their places are altered to the disadvantage of the petitioners without the respondent Nos.4 to 20 exercising their option to choose the line of promotion either with the Commercial Inspector or Line Inspector in terms of B.P.(Ch).No.256, (Administrative Branch) dated 12.12.2005 before the cut off date ie., 30.06.2007. If the respondent Nos.4 to 20 have exercised their option in terms of B.P.(Ch).No.256 on or before 30.06.2007, the ground on which the writ petition has been filed does not stand.



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4. The respondents filed counter affidavit categorically stating that the private respondents herein have exercised their option much prior to 30.06.2007 and accordingly, they were placed in the seniority list. It is further stated that the seniority of the respondent Nos.4 to 20 was fixed in the provisional seniority list taking into consideration their appointment to the post of Commercial Assistant instead of taking into consideration their date of joining in the post of Helper. That is how respondent Nos.4 to 20 herein were placed in the provisional seniority list. In support of his contention, the learned counsel also placed before this Court copies of the options exercised by the respondent Nos.4 to 20, which disclose that they have exercised their option to the post of Commercial Inspector well before 30.06.2007.

5. On the other hand, though specifically contended in the affidavit that the respondent Nos.4 to 20 have not exercised their option before 30.06.2007, no material is placed before this Court in support of such contention. The respondent Corporation is also able to satisfy this Court that the respondent Nos.4 to 20 herein have exercised their option much before 30.06.2007.



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6. In the circumstances, the sole ground on which the writ petition has been filed does not stand and accordingly, the same is dismissed. No costs. Connected miscellaneous petitions, if any, shall stand closed.

06.08.2025

dpa

Index : Yes / No

Speaking order / Non-speaking order

Neutral Citation : Yes / No

To

1.The Chairman cum Managing Director
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No.144, Anna Salai
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2.The Chief Engineer (Personnel)
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