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W.P.No.18784 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 19/3/2025

C O R A M

The Hon'ble **Ms.JUSTICE V.BHAVANI SUBBAROYAN**

Writ Petition No.18784 of 2023

a n d

W.M.P.No.18406 of 2023

G. Rathinakumar

...

Petitioner

Vs

1. The Director

Office of the Directorate of Municipal Administration
75 Urban Administrative Building
Santhome High Road, MRC Nagar
Raja Annamalaipuram
Chennai 600 028.

2. The Commissioner

Uthagamandalam Municipality
Nilgiris District.

...

Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India
praying for the issuance of a writ of certiorarified mandamus to call for the
records from the second respondent in his impugned order dated 28/12/2022
in Na.Ka.No.AH2//11598/2022 to quash the same and issue consequential



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directions to the respondents to reinstate the petitioner into service and to disburse with all service and monetary benefits.

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(Prayer amended vide, order dated 27/6/2023
made in W.M.P.No.18404/2023 in W.P.No.18784/2023 by MSRJ)

For petitioner	...	Mr.A.M.Esakkiappan
For respondents	...	Mr.S.Rajesh Government Advocate for R.1
		Mr.P.Srinivas for R.2.

ORDER

This writ petition has been filed to quash the order dated 28/12/2022 passed by the second respondent in Na.Ka.No.AH2//11598/2022 and consequently, issue direction to the respondents to reinstate the petitioner into service and disburse all service and monetary benefits.

2. Brief facts which led to the filing of the writ petition are as follows:-

The petitioner was appointed as Sanitary Inspector on 19/2/2014 in the office of the Commissioner, Nagercoil Municipality and thereafter,



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transferred to the office of the second respondent. Due to his ill health, he had applied for medical leave during the month of December 2022, but the second respondent had issued suspension order dated 28/12/2022 stating that the petitioner has not participated in the training, viz., “Thooimai Bhartha Scheme”. Hence the petitioner had made a representation dated 28/3/2023 to the respondents to review the suspension order and to reinstate the petitioner into service. Since there was no response, the petitioner has come forward with the instant writ petition praying for the relief as stated therein.

3. Heard Mr.A.M.Esakkiappan, learned counsel for the petitioner, Mr.S.Rajesh, learned Government Advocate for the first respondent and Mr.P.Srinivas, learned counsel for the second respondent.

4. Today, the learned counsel appearing for the second respondent produced a copy of the letter dated 30/8/2023 made in Na.Ka.No.1163/2023 by the Commissioner, Puliampatti, wherein it is stated that in the vacancy post, the petitioner has been transferred from Udhagamandalam Municipality to Puliampatti Municipality as Sanitary Inspector.



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5. In such circumstances of the matter, nothing survives for further adjudication in this matter and accordingly, the same is dismissed as infructuous. No costs.

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Index: Yes/No

Neutral Citation: Yes/No

To

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