



W.P.No.28879 of 2014

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.01.2025

CORAM:

THE HONOURABLE MR. JUSTICE **G.ARUL MURUGAN**

W.P.No.28879 of 2014
and M.P.No.1 of 2014

G.Sivakumar

... Petitioner

Vs

1. The Principal Secretary / Commissioner of C.T.
(Commercial Taxes)
Ezhilagam, Chepauk, Chennai 600 005.
2. The Joint Commissioner
Chennai (East)
Chennai (East) Division,
III Floor, No.1, Greams Road,
Chennai 600 006.
3. The Deputy Commissioner
C.T.Zone IX,
III Floor, Door 1, Greams Road,
Chennai 600 006.
4. The Deputy Commissioner,
Enforcement,
I Floor, Door No1, Greams Road,
Chennai 600 006.
5. Assistant Commissioner (CT),



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Vannarapettai – II Assessment Circle,
Now merged with Royapettah Assessment Circle,
20, Kummalamankoil Street, Tondairpet,
Chennai 600 081.

Respondents

....

Prayer: Writ petition filed under Article 226 of the Constitution of India, praying to issue a writ of certiorarified mandamus to call for the records of the 1st respondent in its impugned order No.Procuds.No.E2/20208/2014/-I dated 27.06.2014 and consequential proceedings in the letter in Procuds.No.E2/20208/2014/-II dated 27.06.2014 and quash the same and direct the respondents to treat the petitioner deemed to have been retired with effect from 30.06.2014 itself on attaining the age of superannuation and consequently pay all service benefits including PF, Gratuity, Surrender Leave, fixation of pension, commutation of pension etc., in accordance with law.

For Petitioner : Mr.Abdul Wahab
for
M/s.K.V.Subramanian Associates

For Respondents : Mrs.K.Vasanthamala
Special Government Pleader

ORDER

This writ petition has been filed for issuance of a writ of certiorarified mandamus to call for the records of the 1st respondent in its



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impugned order No.Procuds.No.E2/20208/2014/-I dated 27.06.2014 and consequential proceedings in the letter in Procuds.No.E2/20208/2014/-II dated 27.06.2014 and quash the same and direct the respondents to treat the petitioner deemed to have been retired with effect from 30.06.2014 itself on attaining the age of superannuation and consequently pay all service benefits including PF, Gratuity, Surrender Leave, fixation of pension, commutation of pension etc.,

2. The learned counsel for the petitioner submitted that suspension has been revoked and the punishment has also been imposed in respect of the Disciplinary Proceedings initiated against the petitioner.

3. In view of the above submission made by the learned counsel for the petitioner, the prayer in the writ petition has become infructuous and the writ petition is dismissed as infructuous. It is always open to the petitioner to challenge the punishment in the manner known to law. No costs. Consequently connected miscellaneous petition is also closed.



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Index: Yes/No

Speaking order / Non speaking order

To

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G. ARUL MURUGAN, J.

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