



WEB COPY



W.P.No.22945 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.06.2025

CORAM

THE HONOURABLE Mr.JUSTICE C.KUMARAPPAN

W.P.No.22945 of 2025

S.K.Mohan

... Petitioner

Vs.

M/s.Tamil Nadu State Transport Corporation

Villupuram Ltd.,

Rep. by its General Manager,

Thiruvannamalai Division,

Thiruvannamalai.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondent herein to offer alternate job as per Section 20 of the Persons with Disabilities Act, 2016, by considering the representation of the petitioner herein dated 29.04.2025.

For Petitioner

: Mr.D.Soundar Raj

For Respondent

: Mr.S.Pavithra,
Standing Counsel



W.P.No.22945 of 2025

WEB COPY

ORDER

The instant writ petition has been filed with a prayer for issuing a mandamus to direct the respondent herein to offer an alternate job as per Section 20 of the Rights of Persons with Disabilities Act, 2016 (hereinafter referred to as 'the Act' for short) by considering the representation of the petitioner herein dated 29.04.2025.

2. The learned counsel for the petitioner would submit that he was appointed as a Conductor in the respondent Corporation on 06.10.2010. During 2019, he was admitted to the Rajiv Gandhi Hospital due to a cerebral problem in the brain. Thereafter, he was provided with alternate duty. However, from 21.04.2025, he was not permitted to work, which is in contravention of Section 20 of the Act. Hence, he has sent a representation dated 29.04.2025 for permitting him to work in the respondent Corporation.

3. At this juncture, the learned Standing Counsel appearing for the respondent would submit that after the petitioner suffered a cerebral problem in the brain, he was allowed to work on light duty. However, taking into



W.P.No.22945 of 2025

WEB COPY

consideration his functionality, he was directed to get a report from the Medical Board, and such report is yet to be received.

4. I have given my anxious consideration to the submissions made on either side.

5. It is not in serious dispute that the petitioner was working in the respondent Corporation until 21.04.2025. But due to the fact that, he has been referred to the Medical Board, directed not to report for duty, untill the receipt of the Medical Board report. Therefore, this Court is of the firm view that such denial of work, awaiting the Medical Board report, is in contravention of the mandate of Section 20 of the Act.

6. In view of the above facts and circumstances, this Court deems it appropriate to direct the respondent to permit the petitioner to resume his duty forthwith. However, the respondent is at liberty to take a decision on the future continuance of the petitioner based on the Medical Board report.



W.P.No.22945 of 2025

WEB COPY

7. In the result, this Writ Petition is disposed of with the above observations. No costs.

26.06.2025

kv

Index : Yes/No

Speaking order /Non Speaking Order

Neutral Citation : Yes/No

To

The General Manager,
Tamil Nadu State Transport Corporation
Villupuram Ltd.,
Thiruvannamalai Division,
Thiruvannamalai.



WEB COPY



W.P.No.22945 of 2025

C.KUMARAPPAN, J.

kv

W.P.No.22945 of 2025

26.06.2025