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W.P.No.38167 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.10.2025

CORAM

THE HONOURABLE MR.JUSTICE A.D.JAGADISH CHANDIRA

W.P.No.38167 of 2025

T.A.Magudapathy

: Petitioner

Vs.

1.Government of Tamil Nadu,
Represented by its Principal Secretary
to Government,
Environment, Climate Change and Forests (FR-2.(ii)) Department,
Secretariat,
Chennai-600009.

2.The Principal Chief Conservator of Forests,
(Head of Forest Force),
Velachery Main Road, Guindy,
Chennai-600 032.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue Writ of Mandamus, directing the respondents to consider the notional promotion to the petitioner as Forest Guard on par with juniors by including their name in the panel drawn for the year 2003-2004 with effect from 31.05.2004 for purpose of getting enhanced pension (Petitioner service was regularized on par with junior's only now) and in the light of order passed by this Court in W.P.No.15726 of 2016 dated 28.04.2016 by considering the representation dated 07.08.2025 and order in W.P.No.1229 of 2024 dated 23.01.2024 in time limit stipulated by this Court.

For Petitioner

: Mr.S.Mani



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For Respondents : Mr.C.Selvaraj
Additional Government Pleader

ORDER

The present writ petition is filed for a direction to the respondents to consider notional promotion to the petitioner as Forest Guard on a par with juniors by including his name in the panel drawn for the year 2003-2004 with effect from 31.05.2004 for the purpose of getting enhanced pension (Petitioner's service was regularized on a par with junior's only now) and in the light of order passed by this Court in W.P.No.15726 of 2016 dated 28.04.2016 by considering the representation dated 07.08.2025 and order in W.P.No.1229 of 2024 dated 23.01.2024 within a time frame fixed by this Court.

2. The case of the petitioner is that he was appointed as Plot Watcher on daily wage basis in the forest department on 01.03.1983. In 1994, a Statewide Seniority List was prepared by the Government, in which, the petitioner's name was included. The service of juniors of the petitioner were regularized in the cadre post of Forest Watcher on 24.01.1995. Subsequently, the petitioner's juniors were given further promotion to the post of Forest Guard on 31.05.2004. On



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16.09.2024, the service of the petitioner was regularized in the cadre of Forest Watcher notionally with effect from 24.01.1995 on the basis of an order of this Court in W.P.No.29014 of 2022 dated 03.08.2023. Thereafter, the petitioner submitted a representation dated 07.08.2025 seeking consequential promotion as Forest Guard retrospectively on a par with his juniors by including his name in the panel for the year 2003-2004 and to promote him as Forest Guard from 31.05.2004 on a par with juniors. The said representation is still pending. Hence, the petitioner has filed the present writ petition.

3. Though very many grounds have been raised in this Writ Petition, learned counsel for the petitioner submitted that, it would suffice, if this Court issues a direction to the first respondent to consider the petitioner's representation dated 07.08.2025 and pass appropriate orders on merits, within a particular time frame to be fixed by this Court.

4. The learned Additional Government Pleader appearing for the respondents submitted that he has no objection for the said order being passed by this Court.

5. Heard the learned counsel on either side and perused the materials



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available on record.

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6. Taking into consideration the factual aspects of the matter, this court, without going into the merits of the case, directs the first respondent, to consider the representation of the petitioner dated 07.08.2025, and pass appropriate orders on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order.

7. The writ petition stands disposed of with the above directions. There will be no order as to costs.

10.10.2025

Speaking (or) Non Speaking Order
Neutral Citation: Yes/No
mrn

To
1.The Principal Secretary to Government,
Government of Tamil Nadu,
Environment, Climate Change and Forests (FR-2.(ii)) Department,
Secretariat,
Chennai-600009.



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2.The Principal Chief Conservator of Forests,
(Head of Forest Force),
Velachery Main Road, Guindy,
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A.D.JAGADISH CHANDIRA, J.

(mrn)

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