

WA(MD)No.2674 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 06.01.2025

CORAM :

**THE HONOURABLE MR.JUSTICE M.S.RAMESH
and
THE HONOURABLE DR.JUSTICE A.D.MARIA CLETE**

**WA(MD)No.2674 of 2024
and
CMP(MD)No.18593 of 2024**

1. The Director of Rural Development and
Panchayat Raj Department,
Panagal Buildings, Saidapet,
Chennai - 600 015.

2. The District Collector,
Tuticorin District,
Tuticorin.

3. The Commissioner,
Pudur Panchayat Union,
Pudur, Vilathikulam Taluk,
Tuticorin District.

4. The Block Development Officer,
Pudur Panchayat Union,
Pudur, Vilathikulam Taluk,
Tuticorin District.

... Appellants

vs.

G.Paalpandi

... Respondent

Prayer : Appeal filed under Clause 15 of the Letters Patent, against the order dated 03.08.2023 made in W.P(MD)No.18135 of 2023.



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For Appellants : Mr.S.Shaji Bino, Special Government Pleader
For Respondent : Mr.V.Paneer Selvam

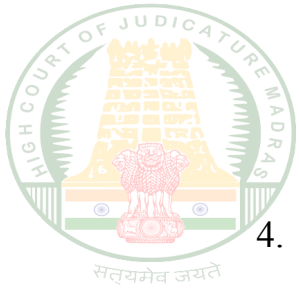
JUDGMENT

(Judgment of the Court was made by **M.S.RAMESH, J.**)

By consent of both the counsels, the writ appeal is taken up for final disposal.

2. The present Writ Appeal is directed against the order passed by the Writ Court dated 03.08.2023 made in W.P(MD)No.18135 of 2023.

3. The learned Special Government Pleader appearing for the appellants submitted that though the Writ Court had not gone into the merits of the case, had issued positive direction that the petitioner has to be promoted to the post of Night Watchman, which finding requires interference. He further submitted that during the final hearing of the writ petition, the respondent / writ petitioner had only requested for consideration of his representation dated 04.07.2023, wherein, he had sought for accommodating him in the vacant post of Night Watchman and not for promotion and that his representation could be considered in accordance with law.



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4. In the light of the submissions made, the order impugned in W.P(MD)No.18135 of 2023, dated 03.08.2023, is set aside insofar as the positive direction for promotion of the respondent. However, there shall be a direction to the appellants to consider the respondent's representation dated 04.07.2023, wherein, he had sought for accommodating him in the vacant post of Night Watchman, on its own merits and pass appropriate orders in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

5. With the above direction, the Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

(M.S.R, J.) (A.D.M.C, J.)
06.01.2025

Index : Yes / No
Neutral Citation : Yes / No
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To

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JUDGMENT MADE IN
WA(MD)No.2674 of 2024
DATED : 06.01.2025