



W.P.(MD)No.16526 of 2021

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.10.2025

CORAM

THE HON'BLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD)No.16526 of 2021

and

W.M.P.(MD)Nos.13410 &13411 of 2021

V.Ramar

: Petitioner

Vs.

1.The Managing Director,

Tamil Nadu State Transport Corportion (Kumbakonam) Ltd.,
Trichy Region, Trichy.

2.The General Manager,

Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Trichy Region, Trichy.

3.The Branch Manager,

Tamil Nadu State Transport Corporation (Kumbakonam) Ltd.,
Thuvakudi Branch,
Thuvakudi, Trichy.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records relating to



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the impugned order of the first respondent in தஅபோக/கும்ப/திருச்சி/12/5005/2020 dated 03.02.2021 confirming the order passed by the 2nd respondent in தஅபோக/கும்ப/திருச்சி/12/5005/2020 dated 02.11.2020 in imposing punishment of stoppage of three annual increments with cumulative effect and quash the same as illegal.

For Petitioner : Ms.S.Meena,
for Mr.K.N.Guru
For Respondents : Mr.S.C.Herold Singh,
Standing Counsel

ORDER

This Writ Petition has been filed challenging the impugned orders passed by the respective respondents imposing the punishment of three years increment cut with cumulative effect on the petitioner.

2.The petitioner is a driver employed with the respondent Transport Corporation and while driving the bus of the respondent Transport corporation, an accident happened which resulted in the death of a victim. Due to the same, disciplinary proceedings were initiated against the petitioner by issuing charge memo. The



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petitioner participated in the disciplinary proceedings. The enquiry officer held that the charges framed against the petitioner were proved. Based on the enquiry report, the second respondent [disciplinary authority] passed the impugned order dated 02.11.2020, imposing punishment of three years increment cut with cumulative effect on the petitioner. Aggrieved by the same, the petitioner preferred an appeal before the first respondent. The appellate authority [first respondent] also confirmed the order of the disciplinary authority by dismissing the appeal by its order dated 03.02.2021. Aggrieved by the same, this Writ Petition has been filed.

3.As seen from the counter filed by the respondents before this Court, the petitioner had committed seven misconducts earlier. Out of the misconducts, the petitioner as a driver also caused two accidents, which resulted in damage caused to the vehicle [bus]. The present accident which is the subject matter of the present disciplinary proceedings resulted in the death of the victim. FIR was also registered only against the petitioner who was the driver of the bus who caused the accident, which resulted in the death of the victim. Criminal case has already been registered against the petitioner and the same is also pending against the petitioner before the Criminal Court.



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subject matter of a criminal case pending before the criminal court against the petitioner. The appeal filed by the petitioner has also been rejected by the appellate authority [first respondent] under the impugned order dated 03.02.2021. This Court cannot re-appreciate evidence, that too, when it finds that only based on the evidence available on record and only based on preponderance of probability, the enquiry officer has held that the charges framed against the petitioner are proved and based on the same, the disciplinary authority as well as the appellate authority have imposed the punishment of three years increment cut with cumulative effect on the petitioner and this Court does not find any infirmity in the impugned order.

6.Accordingly, this Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

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Index :Yes / No

Internet : Yes / No

NCC : Yes/No

MR



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ABDUL QUDDHOSE., J.

MR

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