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W.P.No.7160 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.01.2026

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.7160 of 2024

And

W.M.P.Nos.8012 and 8013 of 2024

1.O.Arshiya Fathima
2.M.Abdul Kalam

... Petitioners

Vs.

- 1 THE SECRETARY
TAMIL NADU PUBLIC SERVICE COMMISSION
VOC NAGAR,
PARK TOWN,
CHENNAI – 600 003.
- 2 THE UNDER SECRETARY
TAMIL NADU PUBLIC SERVICE COMMISSION
VOC NAGAR,
PARK TOWN,
CHENNAI – 600 003.
- 3 THE CONTROLLER OF THE EXAMINATION
TAMIL NADU PUBLIC SERVICE COMMISSION
VOC NAGAR,
PARK TOWN,
CHENNAI – 600 003.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus to call for the records relating



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to the impugned order passed by the first respondent vide his proceedings in Notification No.01E/2023 dated 03.02.2024 and quash the same as illegal in so far as it relates to exclusion of one post of BCM(G)(PSTM) category is concerned and consequently to direct the respondents to provide adequate posts in respect of BC(Muslim) by following G.O.Ms.No.55 Personnel and Administrative Reforms Department dated 08.04.2010 and by following the article 16(4) of the Constitution of India and direct the respondents to permit the petitioners to participate in the forthcoming selection process for appointment to the post of Agricultural Officer(Extension) in pursuant to the Notification No.1/2023 dated 12.01.2023 taking into consider that the petitioners were provisionally selected for interview within the period that may be stipulated by this Hon'ble Court.

For Petitioners : Mr.Nambi Arooran
for M/s.Ajmal Associates
For Respondents : Mr.I.Abrar Mohammed Abdullah
Standing Counsel

ORDER

The petitioners have filed this writ petition seeking issuance of Writ of Certiorarified Mandamus to call for the records relating to the impugned order passed by the first respondent vide his proceedings in Notification No.01E/2023 dated 03.02.2024 and quash the same as illegal in so far as it relates to exclusion of one post of



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BCM(G)(PSTM) category is concerned and consequently to direct the respondents to provide adequate posts in respect of BC(Muslim) by following G.O.Ms.No.55 Personnel and Administrative Reforms Department dated 08.04.2010 and by following Article 16(4) of the Constitution of India and direct the respondents to permit the petitioners to participate in the forthcoming selection process for appointment to the post of Agricultural Officer(Extension) in pursuant to the Notification No.1/2023 dated 12.01.2023 taking into consideration that the petitioners were provisionally selected for interview within the period that may be stipulated by this Court.

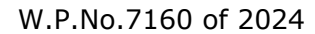
2.The learned counsel appearing for the petitioners submitted that the petitioners are qualified with B.Sc.(Hons) Agriculture and they belong to Backward Class Muslim. The first respondent issued Notification No.1/2023 dated 12.01.2023 inviting applications for direct recruitment to the post of Agricultural Officer (Extension) in which one post was earmarked for BCM (G) (PSTM) and the petitioners applied for the same and thereafter the first respondent issued Notification No.1B/2023 dated 05.05.2023 publishing revised distribution of vacancies, in which also one post was earmarked for



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BCM (G) (PSTM) and thereafter examination was conducted and the petitioners also successfully completed the written examination and also participated in the Onscreen Certificate Verification. Whiles, the first respondent issued the impugned Notification publishing the revised distribution of vacancies, in which, the one post earmarked for BCM (G) (PSTM) was excluded, which is not sustainable one.

3.The learned Standing Counsel appearing for the respondents submitted that one Sameera applied for the previous recruitment notified in Notification No.19/2018 dated 03.05.2018 for the same post and she filed W.P.No.34232 of 2018 and this Court vide order dated 24.03.2021 directed the respondent to consider her representation in the light of the order dated 23.01.2020 in W.P.No.8500 of 2019 and challenging the said order the respondent filed W.A.No.522 of 2022, in which, the Hon'ble Division Bench passed interim order on 11.03.2022 to the effect that any appointment given to the said Sameera will be subject to the outcome of the writ appeal, pursuant to which, a memorandum was sent to the said Sameera disclosing the marks obtained by her and status of the vacancy available in the post of Agricultural Officer (Extension) service for the year 2015 – 2019.



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5.Heard the arguments advanced on either side and perused the materials available on record.

6.The petitioners are qualified with B.Sc.(Hons) Agriculture and they belong to Backward Class Muslim. The first respondent issued Notification No.1/2023 dated 12.01.2023 inviting applications for direct recruitment to the post of Agricultural Officer (Extension) in which one post was earmarked for BCM (G) (PSTM) and the petitioners applied for the same and the petitioners successfully completed the written examination and also participated in the Onscreen Certificate Verification. The grievance of the petitioners is that the first respondent issued the impugned Notification publishing the revised distribution of vacancies, in which, the one post earmarked for BCM (G) (PSTM) was excluded and hence, they were not selected to the post of Agricultural Officer (Extension).

7.Perusal of records disclose that one Sameera applied for the previous recruitment notified in Notification No.19/2018 dated 03.05.2018 for the same post and she filed W.P.No.34232 of 2018 and this Court vide order dated 24.03.2021 directed the respondent to



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consider her representation in the light of the order dated 23.01.2020 in W.P.No.8500 of 2019 and challenging the said order the respondent filed W.A.No.522 of 2022, in which, the Hon'ble Division Bench passed interim order on 11.03.2022 to the effect that any appointment given to the said Sameera will be subject to the outcome of the writ appeal, pursuant to which, a memorandum was sent to the said Sameera disclosing the marks obtained by her and status of the vacancy available in the post of Agricultural Officer (Extension) service for the year 2015 – 2019. Thereafter, the said Sameera filed Contempt Petition No.840 of 2022 for non compliance of the order dated 11.03.2022 and this Court vide order dated 25.08.2022 closed the contempt petition by observing that 'if any vacancy arise after the interim orders of this Court, the petitioner shall be given preference in the light of the observations made in paragraph nos.6 and 7 of the order dated 11.03.2022'. Thereafter, the respondents ordered to keep one vacancy i.e., BCM (G) (PSTM) vacant in the recruitment of Notification No.01/2023 dated 12.01.2023 inorder to accommodate the said Sameera and she was selected and hence the one post earmarked for BCM (G) (PSTM) was excluded.



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8. In view of the above, this Court is not inclined to grant the relief sought for in this writ petition. The writ petition is dismissed. Liberty is granted to the petitioners to work out the remedy in the manner known to law. No costs. Consequently, the connected miscellaneous petitions are closed.

07.01.2026

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Index: Yes/ No

Speaking Order: Yes/ No

NCC: Yes/ No

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