



WEB COPY

WP No. 9560 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-03-2026

CORAM

THE HON'BLE MS. JUSTICE P.T. ASHA

WP No. 9560 of 2026

Mrs.K.Noorul Hathija
W/o.Late.Yaser Arafath
No.108, soukathali street,
Pudhur,Ilayangudi.

..Petitioner(s)

Vs

1. The Government of Tamilnadu
Rep by the principal secretary
Higher Education Department
Fort St.George,
Chennai-600 009.
2. The Commissioner of Collegiate Education
I.A.S.E.Campus
577, Anna salai
Saidapet,
Chennai-600 015.
3. The Regional Joint Director of Collegiate
Education,
Madurai Region,Madurai.
4. The Secretary-cum-Correspondent,
Dr.Zakir Husain College,
Ilayangudi.

..Respondent(s)

PRAYER: Writ Petition has been filed under Article 226 of Constitution of India praying to issue a writ of mandamus directing the respondents to approve petitioner's appointment as Gardener in the sanctioned death vacancy of Mr.Yazer Arafath in the 4th respondent college w.e.f.1.7.2024 on compassionate grounds in accordance with law, within a time frame.



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For Petitioner(s): Mr.E.Martin Jaya Kumar

For Respondent(s): Mr.Tibbu Sultan, GA

ORDER

The writ petition has been filed for the following relief:

“directing the respondents to approve petitioner’s appointment as Gardener in the sanctioned death vacancy of Mr.Yazer Arafath in the 4th respondent college w.e.f.1.7.2024 on compassionate grounds in accordance with law, within a time frame.”

2.It is the case of the petitioner that she is the wife of the late Mr.Yaser Arafath, who was employed as a Gardener in the 4th respondent college. The petitioner’s husband died in harness on 07.10.2023, leaving behind the petitioner and daughter.

2.1.Due to financial hardship, she submitted an application for compassionate appointment to the 4th respondent along with the necessary documents. After verification, the 4th respondent appointed the petitioner as Gardener on compassionate grounds on 01.07.2024 and forwarded the proposal to the 3rd respondent for approval. The 3rd respondent, by a communication dated 26.07.2024, stated that the competent authority for approval is the 2nd respondent. Thereafter, the proposal was forwarded to the 2nd respondent on 28.10.2024. However, there is no response till date, aggrieved by which, the



petitioner is before this Court.

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3. Heard the learned counsel on either side and perused the materials available on record.

4. Considering the relief now sought for by the learned counsel for the petitioner, this Court, without going into the merits of the case, directs the second respondent to consider the petitioner's application, on merits and in accordance with law and to pass appropriate orders, within a period of six weeks from the date of receipt of a copy of this order.

Accordingly, the writ petition is disposed of. No costs.

11-03-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
ssa



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P.T.ASHA, J.

ssa

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To

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The Government of Tamilnadu
Higher Education Department
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