Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

WP No. 43415 of 2026

CNR: {HCMA012503402026}

D.Gokulakrishnan

..Petitioner(s)

Vs

1. The State of Tamil Nadu Rep. by
   The Secretary to Government,
   Revenue and Disaster Management
   Department, Secretariat,
   Chennai-09

2. The State of Tamil Nadu Rep. by
   The Secretary to Government
   Human Resources Management Department,
   Secretariat,
   Chennai-09

3. The District Collector
   Kallakurichi District,
   Kallakurichi -02

4. The Revenue Divisional officer
   Thirukovilur -605 766
   kallakurichi District.

5. The Revenue Tahsildar
   Thirukovilur Taluk
   kallakurichi District.

..Respondent(s)

Writ petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorarified Mandamus calling for the records relating to the impugned order dated 19.09.2026 made in Na.Ka.No.A4/17392/2021 passed by the 3rd Respondent, quash the same and consequently direct the 3rd Respondent to appoint the petitioner on compassionate ground in the post of Junior Assistant on par with petitioner's educational qualification by

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considering the petitioner's application dated 15.12.2021 in terms of G.O (Ms) No.18 dated 23.01.2020 and as per saving Clause 19 of GO (Ms) No.33 dated 08.03.2023 instead of Special Time Scale of pay, by considering petitioner's representations dated 06.02.2026 and 12.02.2026.

For Petitioner(s): Mr.N.Manoharan

For Respondent(s): Mr.A.R.Suresh,
Special Government Pleader

ORDER

This writ petition has been filed challenging the proceedings bearing Na.Ka.No. 17392/2021 issued by the third respondent, whereby the request made by the petitioner for compassionate appointment to the post of Village Administrative Officer / Junior Assistant was negatived.

2. The brother of the petitioner herein, while working as Village Assistant on special time scale of pay, passed away and consequently, the petitioner herein made a claim for compassionate appointment. The said claim was considered by the respondents in terms of the compassionate appointment scheme, and the third respondent offered the post of Village Assistant to the petitioner in terms of the said scheme. However, the petitioner insisted on appointment to the post of Village Administrative Officer or Junior Assistant on the ground that the petitioner possessed all the requisite qualifications to hold the said post. As the petitioner was not willing to accept the appointment to the post of Village Assistant, the third respondent issued the impugned proceeding

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dated 19.09.2026, rejecting the claim of the petitioner for compassionate appointment.

3. The learned counsel for the petitioner, having argued the matter for quite some time and having realised the fact that the petitioner herein is not eligible to seek compassionate appointment at all in terms of the scheme existing as on the demise of his brother and on the date of submission of his application seeking compassionate appointment, viz., scheme provided under G.O.(Ms). No. 18, Labour and Employment (Q1) Department, dated 23.01.2020 and having noticed that, in terms of the compassionate appointment scheme introduced through G.O.(Ms). No. 33, Labour Welfare and Skill Development (Q1) dated 08.03.2023, read with G.O.(Ms). No. 184, Revenue and Disaster Management Department dated 15.04.2025, the dependants of a deceased Village Assistant, who was on a special time scale of pay are entitled to claim compassionate appointment to a post carrying the special time scale of pay, submitted that the petitioner is willing to accept compassionate appointment to the post of Village Assistant, as is offered by the third respondent.

4. In response, Mr. A.R.Suresh, learned Special Government Pleader appearing for the respondents submits that the third respondent is ready and willing to provide compassionate appointment to the petitioner to the post of Village Assistant.

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5. In the light of the above, the writ petition is disposed of, directing the third respondent to provide compassionate appointment to the petitioner to the post of Village Assistant as expeditiously as possible, at any rate, within a period of three weeks from the date of receipt of a copy of this order. No costs. Connected miscellaneous petitions, if any, shall stand closed.

30-10-2026

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

dpa

To

1. The Secretary to Government,
   The State of Tamil Nadu
   Revenue and Disaster Management Department, Secretariat,
   Chennai-09

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MUMMINENI SUDHEER KUMAR, J.

dpa

WP No. 43415 of 2026

30-10-2026

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