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W.P. No.621 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.02.2026

CORAM:

THE HON'BLE MR. JUSTICE **M. DHANDAPANI**

W.P. No.621 of 2026 and
WMP.Nos.748, 749 & 750 of 2026

M.Sundaresan

... Petitioner

Vs

1.The Additional Secretary,
Home, Prohibition and Excise Department,
Secretariat,
Chennai-600 009

2.The Director General of Police(DGP),
Office of the Director General of Police,
Dr.Radha Krishnan salai,
Mylapore,
Chennai-600 004

3.The Deputy Inspector General of Police(Law and Order),
Thanjavur Range,
Thanjavur Head Office-613 001

4.The Deputy Inspector General of Police,
Villupuram Range,
Villupuram

5.The Superintendent of police,
Mayiladuthurai District,
Mayiladuthurai

6.Stalin IPS

7.The Superintendent of police,
prohibition and Enforcement wing,



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Madurai Zone
8.Balachandar

... Respondents

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Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue Writ of Certiorarified Mandamus to call for the records in G.O. (2D)No.219 dated 19.7.2025 on the file of the 1st respondent and quash the same as arbitrary, unjust, whimsical and untenable and consequential charge memorandum issued in PR.74/2025(MLD Dist) dated 8.11.2025 on the file of the 3rd respondent and consequently direct the 1st respondent to reinstate the petitioner into service with all the consequential service and monetary benefits upto till date

For petitioner : Mr.V.Raghavachari,
Senior Counsel
for Ms.Srimathi V.

For Respondents
For R1 to 5 & 7 : Mr.P.Kumaresan,
Additional Advocate General
Assisted by
Mr.P.Balathandayutham,
Special Government Pleader

ORDER

This Writ Petition has been filed praying to quash the G.O. (2D)No.219 dated 19.7.2025 on the file of the 1st respondent and the consequential charge memorandum issued in PR.74/2025(MLD Dist) dated 8.11.2025 on the file of the 3rd respondent and consequently to direct the 1st respondent to reinstate the petitioner into service with all the consequential



service and monetary benefits upto till date.

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2. The learned Senior Counsel appearing for the petitioner would submit that the petitioner was initially appointed in the post of Sub Inspector of Police in the year 1996 and subsequently promoted to the rank of Inspector in the year 2005 and he was further promoted to Deputy Superintendent of Police in the year 2018. He rendered unblemished meritorious service in the police department as well as Human Rights Commission and at the time of suspension he was employed in Prohibition of Enforcement Wing. He was placed under suspension on the ground he gave a Press statement to TV channels, which was disrespectful to higher officials. Though the same was denied by him, he was placed under suspension on 19.07.2025. Till date, the suspension order has not been revoked, thereby the present writ petition has been filed.

3. The learned Senior Counsel appearing for the petitioner would further submit that even a suspension order ensures payment of subsistence allowance. However, subsistence allowance has not been paid and suspension order has not been revoked. This Court by order dated 21.01.2026, issued a direction to respondents 1 to 5 & 7 to take a decision with regard to revocation of suspension order, pursuant to which suspension order was revoked on



02.02.2026 vide GO.(2D)No.48 Home (Police.2) Department dated 02.02.2026

and the same was received by the petitioner on 04.02.2026. Therefore, this Court may issue a direction to respondents 1 to 5 & 7 to settle the subsistence allowance to the petitioner, if the same has not been settled already and to conclude the disciplinary proceedings within a period of six months.

4. The learned Additional Advocate General appearing for respondents 1 to 5 & 7 would submit that pursuant to the direction issued by this Court, suspension order was revoked vide GO.(2D)No.48 Home (Police.2) Department dated 02.02.2026 and the subsistence allowance will be paid within a period of four weeks, if not already paid. However, the disciplinary proceedings will be concluded within a period of six months after settlement of the subsistence allowance.

5. Heard, the learned Senior Counsel appearing for the petitioner and the learned Additional Advocate General appearing for respondents 1 to 5 & 7.

6. Suspension order was revoked subsequently vide GO.(2D)No.48 Home (Police.2) Department dated 02.02.2026 and the same is not disputed.

The learned Additional Advocate General appearing for respondents 1 to 5 & 7



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fairly submitted that the entire subsistence allowance will be paid within a period of four weeks, if not already paid. The same is recorded. Hence, this writ petition is disposed of with a direction to respondents 1 to 5 & 7 to conclude the disciplinary proceedings within a period of six months from the date of settlement of the subsistence allowance. Consequently, connected miscellaneous petitions are closed. There shall be no order as to costs.

04.02.2026

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

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2. The Director General of Police(DGP),
Office of the Director General of Police,
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M. DHANDAPANI, J.

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