



W.P(MD)No.78 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.01.2026

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.78 of 2026

K.Jeyaseelan

... Petitioner

Vs

1.The Managing Director,
Tamil Nadu State Transport Corporation (Madurai) Ltd.,
Madurai Division,
Bye-Pass Road,
Madurai.

2.The General Manager,
Tamil Nadu State Transport Corporation (Madurai) Ltd,
Dindigul Region,
Bye-Pass Road,
Dindigul.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to review the order of punishment of stoppage of increment for a period of three years with cumulative effect, passed by the 2nd Respondent dated 30.05.2011 vide proceedings in Reference SaThu: A7/475 and to disburse yearly increment benefits



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and in furtherance advance review benefits by taking into account of his acquittal in the Criminal Case in C.C. No.332 of 2010 on the file of the Learned Judicial Magistrate, Periyakulam vice Judgment dated 13.08.2012 as per the Settlement made Under Section 12 (3) of the Industrial Dispute Act 1947.

For Petitioner : Mr.J. Lawrance,
For Respondents : Mr.Gladson Michael Rajadurai
Standing Counsel

ORDER

This petitioner is working as a driver in the respondent Transport Corporation. While he was on duty on 09.08.2010, a passenger, who travelled in the footboard fell down and succumbed to injuries. Therefore, a disciplinary proceedings was initiated as against this petitioner and he was imposed with a punishment of stoppage of increment for a period of three years with cumulative effect. For the very same incident, a criminal case has also been registered in Crime No.769 of 2010, on the file of Thenkarai Police Station, on 09.08.2010. On completion of investigation, a final report was also filed. However, during the trial, none has supported



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the case of the prosecution and the criminal case registered as against this petitioner ended in acquittal. Thereafter, the petitioner has submitted a representation, by referring to Clause 61 of the settlement under Section 12(3) of the Industrial Disputes Act, 1947 that if the departmental proceedings are initiated based on a criminal case and if the criminal case ended in acquittal on merits or is dropped by the concerned police, then the Management has to revisit the punishment related to those charges. However, it has not been considered by the respondent. Therefore, the petitioner has approached this Court.

2.Mr.Gladson Michael Rajadurai, learned Standing Counsel takes notice for the respondents and submits that the representation of this petitioner is under consideration and the same would be considered within a period of four weeks.

3.Recording the submission made by the learned Standing Counsel, this writ petition is disposed of with a direction to



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the respondents to consider and decide the the petitioner's representation within a period of four weeks from the date of receipt of a copy of this order. No costs.

05.01.2026

NCC: Yes/No
Index: Yes/No
Internet: Yes
vrn

To

- 1.The Managing Director,
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Bye-Pass Road,
Madurai.
- 2.The General Manager,
Tamil Nadu State Transport Corporation (Madurai) Ltd,
Dindigul Region,
Bye-Pass Road,
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B.PUGALENDHI, J.

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Order made in
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