



WEB COPY



W.P.No.1467 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.01.2026

C O R A M

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.1467 of 2026
and W.M.P.No.1611 of 2026

K.Sankar

... Petitioner

Vs

1.The Secretary to Government,
Health and Family Welfare Department,
Senior Vice Chairman,
The Anti Tuberculosis Association of Tamil Nadu,
Fort St.George, Secretariat,
Chennai-600 009.

2.The Director of Medical and Rural Services,
Vice Chairman,
The Anti Tuberculosis Association of Tamil Nadu.
359-361, Anna Salai,
DMS Campus, III Floor, Teynampet,
Chennai-600 006.

3.The Director of Public Health and Preventive Medicine,
Ex-Officio Member,
The Anti Tuberculosis Association of Tamil Nadu.
359-361, Anna Salai,
DMS Campus, III Floor, Teynampet,
Chennai-600 006.



W.P.No.1467 of 2026

4. The Additional Director of Medical and Rural Health Services (TB)/State TB Officer, Honorary Secretary, The Anti Tuberculosis Association of Tamil Nadu, No.359, Anna Salai, DMS Building, Block-III, 2nd Floor, Teynampet, Chennai-600 006.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the petitioner to continue in service in the post of Driver till reaching the retirement age of 60 years as on 31.01.2028, with consequential and other attendant benefits, based on the representation submitted by the Petitioner through Email dated 8.12.2025.

For Petitioner : Mr.S.Nedunchezhiyan

For Respondents : Mr.K.Tippusulthan,
Government Advocate

ORDER

This Writ Petition has been filed seeking a direction to the petitioner to continue in service in the post of Driver till date of superannuation i.e., 31.01.2028 with all the terminal benefits pursuant to his online representation dated 08.12.2025.

2. Mr.Tippusulthan, learned Government Advocate takes notice on behalf of the respondents.



W.P.No.1467 of 2026

3. It is the case of the petitioner that, he was appointed as Driver in the respondent Association on 01.09.1998 and his services were subsequently regularized. If the age of retirement is taken as 58 years, the petitioner is due to retire on 31.01.2026 However, as per G.O.Ms.No.29, Personal & Administrative Reforms Department dated 25.05.2021, the age of retirement of State Government employees has been increased to 60 years. Since, the respondent association is Governed by the State Government rules in respect of matters including seniority, promotion and age of retirement on superannuation, the aforesaid G.O is applicable to the respondent association as well. Accordingly, the petitioner is entitled to continue in service till the age of 60 years. Therefore, the petitioner submitted his representation dated 08.12.2025 seeking to increase the age of retirement to 60 years from 58 years, however, the said representation has not been considered till date and therefore, in order to espouse the said cause, the present Writ Petition has been filed.

4. Learned counsel appearing for the petitioner submitted that, it would suffice, if this Court issues a direction to the respondents to consider the petitioner's representation dated 08.12.2025 submitted through online and pass appropriate orders on the same on merits within the time that may be stipulated by this Court.



W.P.No.1467 of 2026

WEB COPY

5. On the above contention, heard the learned Government Advocate appearing for the respondents who has no objection to the said order being passed.

6. In view of the limited relief sought for by the petitioner, this Court without expressing any opinion on the merits of the case, directs the respondents herein to consider the petitioner's representation dated 08.12.2025 submitted through online requesting for fixation of his retirement age as 60 years instead of 58 years and pass appropriate orders on the same on merits and in accordance with law on or before 31.01.2026 after affording an opportunity of personal hearing to the petitioner.

7. The Writ Petition stands disposed of with the aforesaid direction. There shall be no order as to costs. Consequently, the connected Miscellaneous Petition is closed.

21.01.2026

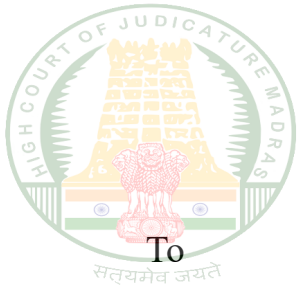
Index : Yes / No

Speaking Order / Non-speaking order

Neutral Citation Case : Yes / No

Nhs

Note to Office : Issue order copy on 22.01.2026



W.P.No.1467 of 2026

To

WEB COPY

1.The Secretary to Government,
Health and Family Welfare Department,
Senior Vice Chairman,
The Anti Tuberculosis Association of Tamil Nadu,
Fort St.George, Secretariat,
Chennai-600 009.

2.The Director of Medical and Rural Services,
Vice Chairman,
The Anti Tuberculosis Association of Tamil Nadu.
359-361, Anna Salai,
DMS Campus, III Floor, Teynampet,
Chennai-600 006.

3.The Director of Public Health and Preventive Medicine,
Ex-Officio Member,
The Anti Tuberculosis Association of Tamil Nadu.
359-361, Anna Salai,
DMS Campus, III Floor, Teynampet,
Chennai-600 006.

4.The Additional Director of Medical and
Rural Health Services (TB)/State TB Officer,
Honorary Secretary,
The Anti Tuberculosis Association of Tamil Nadu,
No.359, Anna Salai,
DMS Building, Block-III, 2nd Floor,
Teynampet,
Chennai-600 006.



WEB COPY



W.P.No.1467 of 2026

M.DHANDAPANI, J

Nhs

W.P.No.1467 of 2026
and W.M.P.No.1611 of 2026

21.01.2026