



WEB COPY

WA No. 1103 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24-04-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE R.SAKTHIVEL

WA No. 1103 of 2026

1. N.K.Dhanapalan,
Labour Welfare Officer,
Chennai.

(now Administrative Officer,
Tamil Nadu Construction Workers Welfare
Board,
No.08, Valluvar Kottam High Road,
Nungampakkam, Chennai - 34.)

2. G.Ramu,
Asst. Commissioner of Labour (E),
Villuppuram,
No. 35, Padmini Nagar,
Villanur, Puducherry 607 002.

now Asst. Commissioner of Labour,
(Social Security Scheme)
Deepan Nagar, Semmendalam,
Cuddalore - 607 002)

3. U.Ramaraj,
Asst. Commissioner of Labour (E),
Karur,
No. 23/6, MGR Nagar,
Palani 624 001.

(now Asst. Commissioner of Labour (E),
Theni Collectorate Campus, Karuvelanyakan
Patti,
Theni - 625 531)

4. K.Palani,
Asst. Commissioner of Labour (E)-II,
Chennai,
No. 13C/1, New Street,



Commigspet, Tirpappuliyur, Cuddalore 607 002.

(now Asst. Commissioner of Labour (E)-II,
Tamil Nadu Labour Welfare Board Building,
DMS Campus, Teynampet, Chennai - 600 006)

5. J.Kalidoss,
Asst. Commissioner of Labour (E),
Madurai,
595, Gnanagiri Road,
Sivakasi.

(now Asst. Commissioner of Labour,
(Social Security Scheme)
Integrated Labour Office Building,
Virudhunagar Collectorate Campus,
Virudhunagar - 626 002)
6. S.Vetriselvi,
Asst. Commissioner of Labour (C)-I,
Chennai,
No. 1, WJW Block,
Lloyds Colony, Royapettah,
Chennai 600 014.

(now Asst. Commissioner of Labour (C)-3,
Tamil Nadu Labour Welfare Board Building,
2nd Floor, DMS Campus, Teynempet,
Chennai - 600 006)
7. M.Manimegalai,
Asst. Commissioner of Labour (E)-III,
Chennai,
No. 360, 12th Cross Street,
T.P. Chatram, Kilpauk Garden,
Chennai 600 010.

(now Administrative Officer,
(Minimum Wages)
O/o Commissioner of Labour,
P Block, 6th Avenue, Anna Nagar, Chennai -
600 040)

8. L.Kannagi,
Asst. Commissioner of Labour (C)-II,



Kuralagam, Chennai 600 001.

(now Asst. Commissioner of Labour,
(Social Security Scheme)

18/, Trichy Road, Ramanthapuram,
Coimbatore, Chennai 641 045)

9. D.Gnanavel,
Asst. Commissioner of Labour (E),
Krishnagiri,
25, Old Mosque Street,
Cheyyar.
- (now Asst. Commissioner of Labour,
(Social Security Scheme)
Integrated Labour Office Building, (Ground
floor),
Amman Nagar, Melmonavoor, Vellore - 632
010)

10. E.Venkatesan,
Asst. Commissioner of Labour (C),
Cuddalore,
No. 99/13A, North Mada Street,
Thiruvottiyur, Chennai 600 019.
- (now Asst. Commissioner of Labour (E),
Bigmill Road, Vijayapuram, Thiruvarur)

11. R.Rajkumar,
New No. 45, Old No. 25,
Lake View Garden 2nd Street,
K.K. Nagar, Madurai 20.
- (now Asst. Commissioner of Labour,
(Social Security Scheme)
Collectorate Campus, Dindugal - 624 004)

12. S.Prema,
Asst. Commissioner of Labour (C),
Tiruppur,
No. R-28,-B. Kovaipudur,
Coimbatore 43.
- (now Asst. Commissioner of Labour (C),
Integrated Labour Office Building,



2nd Floor, Avinasi Main Road, Tiruppur)

13. A.Senbagaraman,
Asst. Commissioner of Labour (C)-I,
Vellore,
No. 12, Royal Kuttai Street,
Kancheepuram 631 502.

(now Asst. Commissioner of Labour
(Conciliation),
Integrated Labour Office Building,
Yercaud Main Road, Salem - 600 008)

14. S.Myviliselvi,
Asst. Commissioner of Labour (E),
Sivagangai,
No. 270, II Floor, LIC Colony,
K.K. Nagar, Madurai.

(now Asst. Commissioner of Labour
(Conciliation),
No.2, Labour Offices Building,
Race Course, Madurai)

15. O.Janakiram,
Asst. Commissioner of Labour (C)-II,
Chennai,
10, Second Lane, Anjaneya Nagar,
Royapuram, Chennai 600 013.

(now Administrative Officer,
Tamil Nadu Labour Welfare Board,
DMS Campus, Teynampet, Chennai - 600
006)

16. K.Chenthil Kumaran,
Inspector of Labour-Tiruvarur,
No. 7/10, Veera Reddypalayam,
Ussoor Post, Vellore.

(now Asst. Commissioner of Labour,
(Social Security Scheme),
110, Kamaraj Nagar 1st Street,
Mettupalayam, P.N. Road, Tiruppur)

17. P.Ramakrishnan,



Asst. Commissioner of Labour (E),
Thirunelveli,
No. 86, Vijalakshmi Street,
Kamaraj Nagar, Perungalathur,
Chennai 600 063.

(now Asst. Commissioner of Plantations,
Stanmore Junction,
Valparai - 642 127)

18. R. Jaisankar,
Asst. Commissioner of Labour (SSS),
Vaniyambadi,
No. 14, Thirumurugan Nagar,
Panapakkam Post, Arakkonam (Tk),
Vellore 631 052.

(now Asst. Commissioner of Labour,
(Social Security Scheme),
Integrated Labour Office Building,
108/1, Orikkai Anna Nesaralur Kudiyyuruppu,
Kanchipuram - 631 502)

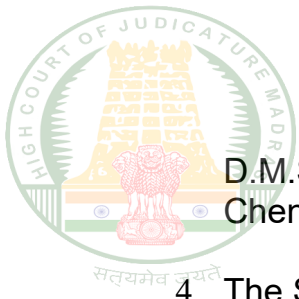
19. K. Thiruvalluvan,
Assistant Commissioner of Labour (E),
Virudhunagar.

(now Asst. Commissioner of Labour (E),
Block No.39, Vasantham Colony,
Thirumal Nagar, Thiruvananthapuram Road,
Thirunelveli - 627 001)

..Appellant(s)

Vs

1. B. Kotteeswari,
W/o. G. Sivakumar,
B-2, Aishwarya Lakshmi Apartment,
M.G. Road, Salem - 16.
2. The State of Tamil Nadu,
Rep. by its Secretary,
Labour and Employment Department,
Fort St. George,
Chennai 600 009.
3. The Commissioner of Labour,



D.M.S. Compound, Teynampet,
Chennai 600 018

4. The Secretary,
Tamil Nadu Public Service Commission,
Chennai -600 002.

5. The Principal Secretary,
P and AR Department, Secretariat,
Fort St. George, Chennai 600 009

6. A.Valarmathi,
Asst. Commissioner of Labour (E),
Thiruvallur,
Labahadur Shastri Street,
Periyakuppam, Tiruvallur.
(now Retired)

7. S.Rajendiran(Since retired)
P. No. 16, 4/476A, Arun Nagar,
Nagamalai, Pudhukottai,
Madurai 625 019.
(now Retired)

8. D.Lakshminarayanan,
Asst. Commissioner of Labour (E),
(Under Suspension)
736, Ramamoorthi Nagar,
PuthuMariamman Koil PO,
Salem 636 003.

(now Asst. Commissioner of Plantations
Gudalur, No.274,
D State Bank Lane, Ooty,
Nilgiris -643 001)

9. P.Shobana,
Asst. Commissioner of Labour (SSS),
Ponneri.

(now Asst. Commissioner of Labour (E)-I,
Tamil Nadu Labour Welfare Board Building,
4th Floor, DMS Campus,
Teynampet, Chennai - 600 006)

10. S.Ponnuswamy,



S/o. Subbaiah Aged 57 years
Joint Commissioner of Labour - II
DMS Complex, Chennai - 6

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11. T. Tamlarasl,
W/o. R. Slvaraman
Joint Commissioner of Labour (MW)
DMS Complex, Chennai - 6

12. M. Shanthi,
W/o. U Lakshmikanthan
Joint Commissioner of Labour (Spl)
O/o Commissioner of Labour,
DMS Complex, Chennai -6.

13. D. Vimalanathan,
S/o. V. Devaraj,
No.67-A, East Raja Street,
Kanchipuram-631 502.

..Respondent(s)

WA No. 1103 of 2026

To set aside the Common Order dated 13.03.2026 passed in W.P.No.15623/2019 and pass such further or other orders as may be deemed fit and proper in the facts and circumstances of the case and thus render justice.

WA No. 1103 of 2026

For Appellant(s): Mr.AR.L.Sundaresan, Senior Counsel
for Mr.Menon, Karthik, Mukundan
and Neelakantan

For Respondent(s): Mr.R.Neelakandan,
Additional Advocate General,
assisted by
Dr.S.Suriya,
Addl.Govt.Pleader for R2, R3 & R5



Order

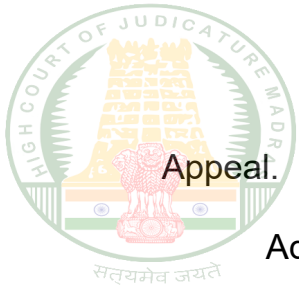
(Order of the Court was made by S.M.Subramaniam J.)

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The appellants were appointed as Labour Officers, recruited by way of transfer of service for the year 2011-2012 vide G.O.Ms.No.48, Labour and Employment Department, dated 02.04.2012. After the appointment of appellants as Labour Officers in the above G.O., a set of Labour Officers were appointed directly through Tamil Nadu Public Service Commission. *Inter se* seniority dispute exists between the in-service candidates recruited by transfer of service as well as direct recruits. The Writ Court has set aside the Government Order in G.O.Ms.No.48 dated 02.04.2012, appointing the appellants as Labour Officers by way of recruitment from service as well as similar G.Os appointing the in-service candidates as Labour Officers by way of recruitment by transfer.

2. The appellants as well as the other Officers appointed by way of recruitment by transfer of service in the year 2012 are working as such for the past about 14 years in the Department.

3. The Writ Petitions have been filed in the year 2019, after a lapse of about 6½ years from the date of appointment of the appellants. The writ petitions are instituted after lapse of 6½ years from the date of appointment of the appellants to the post of Labour Officers and further, they are holding the posts for the past 14 years. Thus, this Court is inclined to admit the Writ



Appeal.

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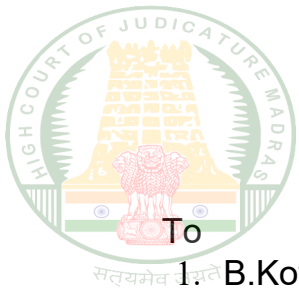
Admit. Notice to the respondents.

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Post the matter in the 1st week of June, 2026.

VSI

(S.M.S.,J.) (R.S.V.,J.)
24-04-2026



1. B.Kotteeswari,
W/o.G.Sivakumar,
B-2, Aishwarya Lakshmi Apartment,
M.G.Road, Salem -16.
2. The State of Tamil Nadu,
Rep. by its Secretary,
Labour and Employment Department,
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Chennai 600 009.
3. The Commissioner of Labour,
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Chennai 600 018
4. The Secretary,
Tamil Nadu Public Service Commission,
Chennai -600 002.
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**S.M.SUBRAMANIAM J.
AND
R.SAKTHIVEL J.**

vsi

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