



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-01-2026

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THE HON'BLE MR JUSTICE M.DHANDAPANI

WP No. 32300 of 2024

and

WMP.Nos. 35083 of 2024 & 1061 of 2026

1. R.Indirani
2. N.Srikanth
3. C.Elamaran
4. M.Ashok Kumar
5. K. Indrani

..Petitioner(s)

Vs

1. The Secretary to Government,
Commercial Taxes and Registration
Department, Fort St. George,
Chennai – 09.
2. The Additional Chief Secretary /
Commissioner, Commercial Taxes Department,
Chepauk, Chennai – 05.
3. The Joint Commissioner (ST),
Commercial Taxes Department,
Coimbatore Division,
Coimbatore.
4. R. Santhosh
5. G.Sundar
6. J.Radhika
7. S.Rajani
8. N.Arulnathan
9. A.Mohamed Ismail
- 10.D.Geetha
- 11.K.Mylerum Senthil Murugan
- 12.M.Arthi
- 13.A.Daisy Chithra



14.R.Jayaram

(Respondents 4 to 14) are working as DCTO in the
Office of the Joint Commissioner of ST in
Coimbatore /Tiruppur Divisions)

..Respondent(s)

Prayer: Writ Petition filed under Article 226 of the Constitution of India, seeking issuance of writ of mandamus, directing the respondents 1 to 3 not to make further promotion to the grade of Commercial Tax Officer (CTO) of compassionate ground appointees like respondents 4 to 14 who are juniors to the petitioners without drawing inter se seniority list for each year.

For Petitioner(s): Mr.V.Vijayashankar

For Respondent(s): Mr.P.S.Raman, Advocate General assisted by
Mr.C.Harsha Raj
Special Government Pleader for R1 to R3

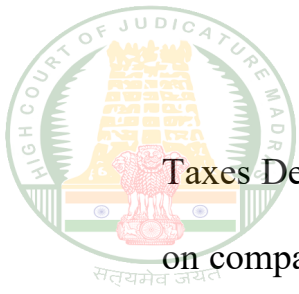
R4 to R8, R10 to R14 – served – no appearance

R9 - Not ready in notice

ORDER

This Writ Petition has been seeking issuance of writ of mandamus, directing the respondents 1 to 3 not to make further promotion to the grade of Commercial Tax Officer (CTO) of compassionate ground appointees like respondents 4 to 14 who are juniors to the petitioners without drawing inter se seniority list for each year.

2. Learned counsel appearing for the petitioners would submit that the petitioners entered service as Assistant in the year 2014 in the Commercial



Taxes Department, Coimbatore. While so, respondents 4 to 14 got appointment on compassionate basis as Junior Assistant / Typist and subsequently, they were promoted as Assistant in the year 2016. However, by relaxing rules in favour of such compassionate appointees, the respondents 4 to 14 got advancement in seniority. The same was challenged by the petitioners in W.P.No.4722 of 2021 and the same was allowed on 28.11.2023 by following similar directions issued in W.P.No.4693 of 2018. However, contrary to the order passed by this Court, the Officials respondents decided to grant promotion to the private respondents / compassionate appointees to the post of Commercial Taxes Officer from the feeder category of Assistant. Aggrieved by the same, the present writ petition is filed.

3. The learned Government Advocate appearing for the respondents would submit that the grievance expressed by the petitioners in this writ petition is misconceived, since the private respondents namely, respondents 4 to 14 are not even in the zone of consideration for considering promotion to the post of Commercial Tax Officer and if at all any junior persons promoted than the petitioners, the petitioners may have grievance. Accordingly, he prayed for appropriate orders.

4. In response, learned counsel appearing for the petitioners would submit that such argument made by the learned Government Advocate may be recorded



and this Court may be disposed of this writ petition by granting liberty to the petitioners to approach this Court by filing fresh writ petition, if any junior persons than the petitioners are promoted to such posts.

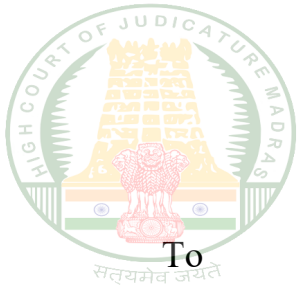
5. The facts of the case is not in dispute. The grievance made by the petitioners is that the officials respondents grant promotion in favour of the private respondents, who are junior to the petitioners as a Commercial Tax officer, however, learned Government Advocate, on instructions, fairly submitted that the respondents 4 to 14 are not even in the zone of consideration for the promotion.

6. In view of such situation, the grievance expressed by the petitioners is misconceived and prayer sought for by the petitioners cannot be granted. However, liberty is granted to the petitioners to file a fresh writ petition, if any of the juniors than the petitioners are considered for promotion. This Writ Petition is disposed of, with the above terms. No costs. Consequently, connected miscellaneous petitions are closed.

21-01-2026

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

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To

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M.DHANDAPANI, J.

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