

ITEM NO.19

COURT NO.7

SECTION XV

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (C) No(s). 12121/2011

(Arising out of impugned final judgment and order dated 10/11/2010 in WA No. 254/2010 passed by the High Court Of Madras)

R. ALAGESAN &amp; ANR.

Petitioner(s)

VERSUS

STATE OF TAMIL NADU &amp; ORS.

Respondent(s)

(with appln(s) for directions, permission to file additional documents and office report)

Date : 11/05/2016 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE RANJAN GOGOI

HON'BLE MR. JUSTICE PRAFULLA C. PANT

For Petitioner(s) Mr. Dhruv Mehta, Sr. Adv.  
Mr. T. R. B. Sivakumar, Adv.

For Respondent(s) Mr. K. Venkataramani, Sr. Adv., AAG  
Mr. B. Balaji, Adv.  
Mr. Muthuvel Palani, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

Permission to file additional documents is granted.

After hearing the learned senior counsels for the parties, we deem it appropriate to dispose of the special leave petition with the following directions :

(1) It will be open for the petitioners to join in the post of Junior Training Officers in

the Training Wing of Department of Employment and Training, as offered by the State Government in paragraph 8 of its Compliance Affidavit filed on 9<sup>th</sup> May, 2016. If the petitioners so join, the period of service rendered by them in Tamil Nadu Agro Engineering and Service Co-operative Federation Limited (AGROFED) will be taken into account for computation of the total length of service that the petitioners would have rendered on attaining the age of superannuation.

- (2) If the petitioners join in the aforesaid post or even if the petitioners decline the aforesaid offer, it will be open for the petitioners to file a representation before the State Government for absorption in a suitable post commensurate with their qualification(s) and past service rendered.
- (3) In considering the said request of the petitioners, the State Government will take into account the circumstances in which one M. Ravi was appointed as as Junior Engineer in the Municipal Administration and Water

Supply Department on the basis of the Corporation's Resolution by relaxation of the Tamil Nadu Corporation Engineering and Water Supply Subordinate Services Rules, 1996 with regard to qualification. The representation of the petitioners, if filed, will be disposed of by the State Government within a period of six weeks of the receipt thereof.

The special leave petition is disposed of in the above terms.

(Neetu Khajuria)  
Sr.P.A.

(Asha Soni)  
Court Master