

ITEM NO.18

COURT NO.3

SECTION XII

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 16299/2018

(Arising out of impugned final judgment and order dated 13-02-2018 in WAMD No. 1241/2017 passed by the High Court Of Judicature At Madras At Madurai)

THE STATE OF TAMIL NADU & ORS.

Petitioner(s)

VERSUS

K.SATHISH

Respondent(s)

WITH

SLP(C) No. 25108/2018 (XII)
(FOR ADMISSION and I.R. and IA No.122919/2018-CONDONATION OF DELAY IN FILING and IA No.122921/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.122922/2018-EXEMPTION FROM FILING O.T. and IA No.122918/2018-PERMISSION TO FILE PETITION (SLP/TP/WP/..))

Diary No(s). 37760/2018 (XII)

Date : 24-10-2018 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE KURIAN JOSEPH
HON'BLE MR. JUSTICE A.M. KHANWILKAR

For Petitioner(s) Mr. A. Mariayarputham, Sr. Adv.
Mr. Mayilsamy K., Adv.
Mr. K. Muthu Ganesa Pandian, Adv.
Mr. R. Ramkumar, Adv.
Mr. P. Soma Sundaram, AOR

Mr. M. Yogesh Kanna, AOR
Mr. S. Partha Sarathi, Adv.
Mr. Raja Rajeshwaran S., Adv.

For Respondent(s) Mr. S. Nagamuthu, Sr. Adv.
Mr. M. P. Parthiban, Adv.
Mr. A. S. Vairawan, Adv.
Mr. R. Sudhakaran, Adv.

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

SLP (C) No. 25108 of 2018

Leave granted.

Hearing expedited.

Mr. A. Mariayarputham, learned senior counsel appearing for the appellant(s), submits that in the case of the appellants, the recruitment process had already commenced and it was mid way and, therefore, the Judgment should not affect them.

It will be open to the appellant(s) to seek a clarification in that regard in respect of paragraph 14 of the impugned judgment dated 13.02.2018 on this aspect.

D. No. 37760 of 2018

Delay condoned.

Leave granted. Hearing expedited.

Mr. S. Nagamuthu, learned senior counsel appearing for the appellant points out that the appellant has already undergone the process of selection and the judgment of the High Court, in any case, is only prospective.

We permit the appellant to seek appropriate clarification from the High Court with regard to paragraph 14 of the impugned judgment, on this aspect.

SLP (C) No. 16299 of 2018

Leave granted.

Hearing expedited.

We make it clear that hereinafter the State is free to proceed with the selection without reserving 10% vacancies for the wards of

the serving police officers including the ministerial staff.

However, we make it clear that appropriate safeguards will be made for the appointment of the wards of the police personnel who died in harness or getting medically invalidated during service, for the future selection.

(JAYANT KUMAR ARORA)
COURT MASTER

(RENU DIWAN)
ASSISTANT REGISTRAR