



TAMIL NADU POLLUTION CONTROL BOARD



Proceeding No.TNPCB/Per/P1/26017/2022-1, dated.31.01.2024.

Sub : TNPCB – Per – Engineering Service –
Revision of Seniority list for the post of **Assistant Engineer**
appointed in the year 2012 (1stBatch) in TNPCB – Based on
the orders of the Hon'ble Supreme Court of India –
Seniority List – Issued.

Ref: 1. Hon'ble Supreme Court Judgement 2003 5 SCC 604
(Bimlesh Tanwar Vs State of Haryana and others) and
Contempt Petition (Civil) Dairy No (s).6415/2021 in SLP
(c) No.2886/2016
2. Govt.Lr.No.3596/EC.2/2023-2, dated.25.11.2023.
3. Proc.No.TNPCB/Per/P1/9731/2017-1, dt.30.01.2018

In the case of Bimlesh Tanwar Vs State of Haryana and others (2003) 5 SCC, the Hon'ble Supreme Court of India has held that as follows:-

“40. An affirmative action in terms of Article 16(4) of the Constitution is meant for providing a representation of class of citizenry who are socially or economically backward. Article 16 of the Constitution of India is applicable in the case of an appointment. It does not speak of fixation of seniority. Seniority is, thus not to be fixed in terms of the roster points. If that is done, the rule of affirmative action would be extended which would strictly not be in consonance of the constitutional schemes.”

Also in the case of V.Senthur & another one Vs.Tamil Nadu Public Service Commission & another (2021) 10 SC CK 0006, the Hon'ble Supreme Court of India, put forth as follows:-

“23. This Court, while dismissing the SLPs against the first judgment, has clearly held that after the emergence of the Judgement in Bimlesh Tanwar (Supra), the fundamental principle I/1282739/2023 governing the determination of seniority was that, it should be based on merit of roster point, would not be permissible in law. It could thus be seen that while dismissing the SLPs, this Court has reiterated the legal position as laid down in the case of Bimlesh Tanwar (Supra) to the effect that while determining seniority, what is relevant is the inter-se-merit in the selection list and not the roster point...”

Further, the Hon'ble Supreme Court of India, in its orders (in C.P.(C) Diary No.6415 of 2021, dated: 18.4.2023] has stated as follows :-

“21. We therefore, direct the State Government to complete the exercise of finalizing the seniority lists of selection processes conducted after 10th March, 2003 on the basis of the principle that the seniority list shall be reckoned only on the basis of the merit as determined by the TNPSA in the selection process.

22. It is further made clear that if any list is finalized in case of selections held prior to 2003 giving benefit to the persons selected as per their seniority or as per merit, the same shall also not be disturbed.”

In compliance with the above orders of Hon'ble Supreme Court of India, the Government has directed the TNPCB to revise seniority lists of selection processes conducted in Tamil Nadu

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Pollution Control Board after 10th March, 2003 and also requested to send the action taken report in this regard to the Government.

Accordingly, based on the Supreme Court Order and the directions of the Government the seniority of Assistant Engineers directly recruited through Employment Exchange and also through competitive exams for the year 2012 (1st Batch) has been revised based on the marks obtained in the Written Exams and Personal interview. The proposed revised seniority of the Assistant Engineers for the year 2012 (1st Batch) is furnished below:.

New S.No. (Seniority List 2023)	Old.SI. No. (Seniority List 2018)	Roster (2018) S.No	Roster	Name	Comm unity	Total Marks	Date of Joining	Date of Birth	Date of Superannuation
1	2	3	4	5	6	7	8	9	10
				Thiruvallargal / Tmt.					
1	4	4	BC (NP)	C. Vanaja	BC	58.29	04.04.2012	13.05.1966	31.05.2026
2	3	3	MBC (NP)	V. Jayakumar	MBC	57.14	29.02.2012	17.06.1976	30.06.2036
3	2	2	SC (NP)	S. Ravichandran	SC	55	09.04.2012	20.06.1966	30.06.2026
4	5	5	GT (NP) W	S. Sivaranjani	MBC	54.14	29.02.2012	29.08.1980	31.08.2040
5	7	9	GT (NP)	C. Tholkapian	SC	52.14	07.03.2012	25.07.1972	31.07.2032
6	8	10	BC (NP)	P.S. Sampathkumar	BC	50.29	02.03.2012	10.05.1973	31.05.2033
7	1	1	GT (P)	D. Sugumar	SC	48.29	01.03.2012	07.05.1973	31.05.2033
8	6	6	SC (P) W	V. Tamiloli	SC	40.71	02.03.2012	10.06.1968	30.06.2028

If anyone has objection on the above Seniority list he/she should address the Member Secretary, Tamil Nadu Pollution Control Board within 7 (seven) days from the date of this proceeding, failing which, it will be construed that he/she has no objection on the above seniority and the said seniority will be confirmed without any further intimation.

Sd/xxxx
Chairperson.

To :
The concerned Engineers – through their officers concerned.

Copy to :
1. All JCEE's/DEE's/AEE's/EE (f/s) for exhibiting the same in the Notice Board of the Office
2. File.

//Forwarded by order//

[Handwritten Signature]
31/1/24
Joint Chief Environmental Engineer-II
[Handwritten Signature]
31/1/24