



TAMIL NADU POLLUTION CONTROL BOARD



Proceeding No.TNPCB/Per/ P5/001537/2024, dated 31.01.2024.

Sub: TNPCB – Per – General Subordinate Service–
Revision of Seniority of **Typist** appointed from the year after 10th
March 2003 to June 2016 in TNPCB – Based on the Supreme
Court of India Orders – Published- Reg.

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.

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 TNPSC 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.”

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In compliance with the above orders of Hon'ble Supreme Court of India, the Government in the letter cited has directed the TNPCB to revise seniority lists of selection processes conducted in Tamil Nadu 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 Typist directly recruited through Employment Exchange, Compassionate Ground and Transfer of Service has been revised from the year 10th March, 2003 to June, 2016 based on the marks obtained in the exams and Personal interview. The proposed revised seniority of the Typist from the year 2003 to 2016 is furnished below:-

There was no appointment made from the year 2003 to June, 2006 for the post of Typist

Appointment made during the year 2007 in the ratio of 1:1

Sl. No.	Date of appointment	Mode of Appointment	Name	Community	Date of Birth	Remarks
1	P3/32660/06 dt 21.8.2007	District Employment Exchange Chennai 12.7.2007	G.Kamaraj	BC	19.2.1962	Appointment was made in the ratio of 1:1

Appointment for the year 2008 (Batch I) in the ratio of 1:1

1	P3/31414/07 dt 17.2.2008	District Employment Exchange Chennai 5.1.2008	N.Sweetline Jemmi	BC	11.6.1958	Appointment was made in the ratio of 1:1
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Appointment for the year 2008 (Batch II) in the ratio of 1:1

1	P3/31414/07 1.4.2008	District Employment Exchange Chennai 28.2.2008	V.Mala	BC	12.6.1978	Rank 1 st
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Appointment for the year 2008 (Batch III) in the ratio of 1:1

1	P3/31414/07 24.5.2008	District Employment Exchange Chennai 11.4.2008	I.Gunasekaran	SC	6.5.1965	Mark 78
2	P3/31414/07 24.5.2008	Spl Employment Office for PH, Chennai 11.4.2008	E.Tharanidharan	MBC	14.3.1971	75
3	P3/31414/07 24.5.2008	Spl Employment Office for PH, Chennai 11.4.2008	S.Saravananarajan	BC	12.7.1968	65

No appointment was made during the year 2009 to the post of Typist



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Appointment made during the year 2010 (from Transfer of Service)

1	P3/34186/10 6.12.2010	Lab Assistant to Typist	R.Amaravathy	BC	15.2.1967	-
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Appointment made during the year 2011 through Employment Exchange

1	P3/34196/10 01.8.2011	District Employment Exchange Chennai 9.2.2011	R.R Jeyashree	MBC PH	10.5.1973	<u>Mark</u> 35
2	P3/34196/10 22.8.2011	District Employment Exchange Chennai 9.2.2011	H.Anandhi	SC(A)	22.12.1977	30

Appointment made during the year 2012 by Court Order

12	P3/29801/12 28.11.2012	Chennai 3 rd Additional Labour Court order No.548/06 dated 15.9.2012	M.Mohan	BC	15.5.1967	Court order
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No appointment was made during the year 2013 to 2016

Seniority list of Typist based on the Hon'ble Supreme Court Orders from the year 2016 to 2023 will be issued separately.

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

Sd/-xxxx
Chairperson

To:

The above individuals – through the officers concerned.

Copy to:

1. All JCEE's / DEE's/ Head of laboratories/AEE's/EE (flying Squad)
2. File.

// Forwarded by Order //

Additional Manager (P&A)
8/2
01/10/24

