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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-07-2026

CORAM

THE HON'BLE MR JUSTICE S. M. SUBRAMANIAM

AND

THE HON'BLE MR.JUSTICE N.SENTHILKUMAR

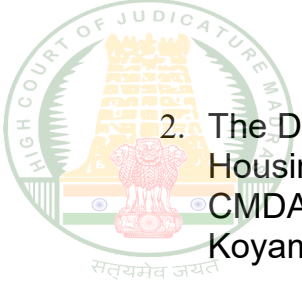
WA No. 1904 of 2026

1. L.Vajjiram
S/o Lakshmanan
No 171, TNHB Phase III,
Thirupathi Kudai Road, Athipattu, Ambattur
Chennai 600 058
2. M Gunasekaran
S/o S. Mohanarangan
No 70/106 K..R.Kovil Street,
West Mambalam Chenani 600 107
3. K R Chitra
W/o Late K.V. Ramamoorthi
19/19 T.N.H.B. Flats Sozhambedu Road
Thirumullaivoyil Chennai 600062
4. N Kalaiselvi
W/o K.L Navamani No 512 MIG
T.N.H.B Phase II, Ambattur, Chennai 600 107
5. K V Thulasiraman
No 19 Rangadas Colony 2nd Street
Villavakkam Chenani 600 049

..Appellant(s)

Vs

1. The Tamil Nadu State
Represented By Secretary Housing And
Urban Development Department
Secretariat,
Fort St George
Chenani 600 009



2. The Director of Tamil Nadu
Housing and Urban Development Department
CMDA Building, E & C Market Road,
Koyambedu, Chennai 600107

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..Respondent(s)

Writ Appeal filed under Clause 15 of the amended Letters Patent,
1865 to modify the order in WP No.16034 of 2024 dated 20.06.2024.

For Appellant(s): Mr.Veda Vikas
& Mr.A.Aashik Kareem
for Mr.Avinash Wadhwani

For Respondent(s): Dr.R.Gouri, Government Counsel for R1

JUDGMENT

(Judgment of the Court was delivered by S.M.Subramaniam J.)

The present writ appeal has been instituted challenging the writ order dated 20.06.2024 passed in W.P.No.16034 of 2024.

2. The writ petitioners are the appellants. All the appellants have retired from Government service during the year 2013 & 2014. They are receiving pension for the past about 12 years. After a lapse of 10 years from the date of retirement, Writ of Mandamus has been instituted to direct the respondents to count 50% of their temporary services rendered by the appellants as daily wage employees. The writ Court considered the scope of Rule 11(4) of the Tamil Nadu Pension Rules 1978 and direct the authorities to consider the case of each appellant and the husband of the 3rd appellant and count 50% of the daily wage services rendered by the appellants prior to their regular absorption. However, the Writ Court restricted the arrears by stating that it is



to be paid 3 years prior to the date of filing of the writ petition i.e., from March 2021 onwards.

3. The Writ Court has taken into consideration the long delay in filing the application i.e., about 10 years after retirement. That apart, several years lapsed from the date of regularisation of the services of the appellant. The services of the appellants were regularised in the year 1990 and that became final. In view of the said delay, the Writ Court restricted the arrears amount, which in the opinion of this Court, cannot be construed as infirm. However, the benefit of counting of 50% of services has already been granted to the appellants . That being the factum, no further adjudication is required in this Appeal. Accordingly, the Writ Appeal stands dismissed. No costs.

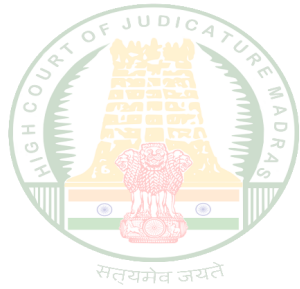
(S.M.S.,J.) (N.S.,J.)
16-07-2026

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

VSI

To

1. The Secretary, Housing and Urban Development Department,
Secretariat, Fort St George,
Chennai 600 009
2. The Director of Tamil Nadu
Housing And Urban Development Department
Cmnda Building E And C Market Road,
Koyambedu Chennai 600107



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**S.M.SUBRAMANIAM, J.
AND
N.SENTHILKUMAR, J.**

vsi

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