



W.P.(MD) No.20675 of 2026

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.07.2026

CORAM:

THE HONOURABLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

W.P.(MD) No.20675 of 2026

and

W.M.P.(MD) Nos.15329 & 15331 of 2026

A.M.Damian Leenus

... Petitioner

-vs-

- 1.The Chairman
V.O.C.Port Authority
Tuticorin
Tuticorin District-628 004
- 2.The Traffic Manager
V.O.C.Port Authority
Tuticorin
Tuticorin District-628 004
- 3.The Financial Advisor and
Chief Accounts Officer /
Accounts Officer Grade-II
V.O.C.Port Authority
Tuticorin
Tuticorin District-628 004

... Respondents



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PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus calling for the records relating to the proceedings of the third respondent in No.FIN-OFFPN-PEN-RTI-VI-25(25506)D.391, dated 11.12.2025 and the consequential proceedings in No.FIN-OFFPN-PEN-RTI-V1-25(25506)D.78, dated 02.06.2026, quash the same and consequently forbear the respondents from refixing the petitioner's pay and pension, reducing the pension sanctioned at the time of retirement or recovering any alleged excess salary, pension, commutation, gratuity or any other retirement benefits paid to the petitioner pursuant to his retirement under the Voluntary Retirement Scheme on 18.01.2023.

For Petitioner : Mr.K.Muthu Ganesa Pandian

For Respondents : Mr.Arivuchandran
Standing Counsel

ORDER

Mr.Arivuchandran, learned Standing Counsel, takes notice for the respondents.



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2. With the consent of both sides, this writ petition is disposed of at the admission stage.

3. Heard the learned counsel for the petitioner and the learned Standing Counsel appearing for the respondents.

4. Both the impugned proceedings dated 11.12.2025 and 02.06.2026, issued by the third respondent, are in the nature of show cause notices affording an opportunity to the petitioner to raise his objections and explanation as to why his pension be not revised.

5. The petitioner claims to have submitted a reply in response to the show cause notice dated 02.06.2026 to the respondents. But, no order is stated to have been passed as on date. However, apprehending that the respondents may reduce his pension from next month onwards without passing any order, the petitioner has approached this Court by filing the present writ petition.

6. Mr.Arivuchandran, learned Standing Counsel appearing for the respondents, on instructions, submits that no order has been passed



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pursuant to the impugned show cause notices and the respondents have been awaiting for the reply of the petitioner as in the reply dated 16.06.2026, the petitioner has not submitted any reply, instead placed reliance on the decision of the Honourable Apex Court in the case of ***State of Punjab and others vs. Rafiq Masih (White Washer) and others***, reported in ***(2015) 4 SCC 334*** and objected for recovery alone.

7. However, learned counsel for the petitioner submits that the petitioner is not intending to submit any other objections or representation other than the representation dated 16.06.2026, which was already submitted by him before the respondents.

8. In the circumstances, the respondents are at liberty to pass appropriate orders pursuant to the impugned show cause notices duly taking into consideration the representation / objection dated 16.06.2026 stated to have been submitted by the petitioner and communicate the same to the petitioner. Till any such order is passed pursuant to the impugned show cause notices and communicated to the petitioner, the respondents shall not revise the pension of the petitioner or recover any amount from him.



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9. With the above directions, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

22.07.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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MUMMINENI SUDHEER KUMAR, J.

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