

Rev.Aplw(MD)No.49 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Date : 13.07.2026

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
AND**

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

Rev.Aplc(MD)No.49 of 2026

in

W.A.(MD)No.2467 of 2024

&

C.M.P.(MD)No.5137 o 2026

- 1.The Government of Tamil Nadu,
Represented by its Secretary to Government,
Department of Backward Classes, Most Backward Classes
and De-notified Communities and Minorities Welfare,
Secretariat, Saint George Fort, Chennai-9.
- 2.The Government of Tamil Nadu
Rep. by its Secretary to Government,
Department of Finance,
Saint George Fort,
Chennai.
- 3.The Commissioner / The Director,
Most Backward and Denotified Communities Welfare
Departemnt, Ezhilagam,
Chennai-600008.
- 4.The Joint Director,
Kallar Reclamation, Madurai. ... Review Applicants / Appellants



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Vs.

1.D.Arulvijay

2.A.Olipraba

3.S.Gomathi

4.K.Indumathi

5.M.Balamurali

6.R.Jeyakrishnan

7.E.Vasanth Priya

8.M.Latha

9.C.Chandramohan

10.K.Marimuthu

11.P.Arulbabu (died)

12.S.Ruban Nelson Kumar

13.M.Tamilselvan

14.S.Sarasu

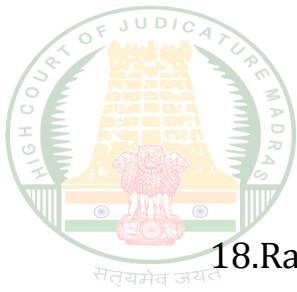
15.R.Suresh Kumar

... Respondents / Respondents

16.P.Periyasamy

17.D.Leelavathy

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18.Rani

19.A.R.Ashvita

... Respondents /

Respondents

PRAYER: Review Application filed under Order 47 Rule 1 & 2 of C.PC praying this Court to review the order dated 28.07.2025 in W.A.(MD)No.2467 of 2024 and allow the above review application.

For Petitioner : Mr.P.Rajagopalan
Government Advocate (Civil Side)

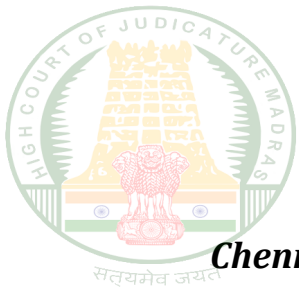
For Respondents : Mr.G.Chandrasekar
for R1, R2, R4 to R9, R12 to R14.

ORDER

(Order of the Court was made by G.R.SWAMINATHAN, J.)

Heard the learned Government Advocate for the review applicants.

2. The review applicants want us to review the order dismissing the Government's writ appeal by placing reliance on two orders. They are, the order dated **24.07.2025 in W.A.(MD)No.444 of 2020(The Secretary, Department of School Education,**



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Chennai-600 009 Vs. J.Tamilrajan) and the order dated **04.06.2024 in W.A. No.1763 of 2022(The Commissioner,**

Directorate of School Education, Chennai 600 006 Vs.

M.P.Ravindranath). As regards W.A.(MD)No.444 of 2020, we need

to make only one remark. It does not refer to question of obtaining

prior permission before acquiring higher qualification. As regards

the order dated 04.06.2024, the entire issue revolved around G.O.

(Ms).No.37 Personnel and Administrative Reforms (FR-IV)

Department, dated 10.03.2020. In the case on hand, the writ

petitioner obtained higher qualification in the year 2016.

Subsequently, the G.O cannot retrospectively take away the accrued

rights.

3. The only issue that was dealt with in the writ appeal was whether the claim for incentive increment could be denied on the sole ground that prior permission was not obtained for acquiring higher qualification. We had not gone into the issue as to the very entitlement of the writ petitioners. The learned single Judge had



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rightly extracted Clause 6 of the G.O.(Ms).No.37 Personnel and Administrative Reforms(FR-IV) Department, dated 10.03.2020 in the order impugned in the writ petition. As to whether the writ petitioners are entitled will be determined only in terms of the said G.O. The question of issuing any positive direction for grant of incentive increment straightaway would not arise for the present. It calls for an independent examination by the Department and passing an order afresh in the light of the aforesaid G.O. With the aforesaid observation, this review application stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

(G.R.S.,J.) (K.R.S.,J.)
13.07.2026

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
RMI / PMU



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