

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11/9/2015

C O R A M

THE HON'BLE MR. JUSTICE SATISH K. AGNIHOTRI
and
THE HON'BLE MR. JUSTICE K.K.SASIDHARAN

W.A. Nos.580, 742, 743, 1366 to 1390, 1470, 1471 and 1417 of
2015

W.A.No.580 of 2015

THE EXECUTIVE OFFICER
KALAVAI SELECTION GRADE TOWN PANCHAYAT
KALAVAI
VELLORE DISTRICT 632 506. ...APPELLANTS IN WA.580/15
WA.742, 743/15

THE SECRETARY TO GOVERNMENT OF
TAMIL NADU MUNICIPAL ADMINISTRATION
AND WATER SUPPLY DEPARTMENT
FORT ST. GEORGE,
CHENNAI-9. ...1st APPELLANTS WA.1366, 1367, 1368,
1369, 1370, 1371, 1372, 1373,
1375, 1376, 1377, 1378, 1379,
1380, 1381, 1382, 1383, 1384, 1385,
1386, 1387, 1388, 1389, 1390/2015
WA.1470/15, 1471/15

THE DIRECTOR OF TOWN PANCHAYAT
KURALAGAM BUILDINGS
CHENNAI-108. ..2ND APPELLANTS IN WA.1366, 1367,
1368, 1369, 1370, 1371, 1372, 1373
and 1st Appellant in WA.1374/and 2nd
Appellant in WA.1375/76, 1376, 1377,
1378, 1379, 1380, 1381, 1382, 1383,
1384, 1385, 1386, 1387, 1388, 1389
WA.1470, 1471/15

THE EXECUTIVE OFFICER
ARIYAPPAN PALAYAM TOWN PANCHAYAT
SATHYAMANGALAM ERODE DISTRICT ..WA.1374/15

THE DIRECTOR OF SPECIAL
VILLAGE PANCHAYAT KURALAGAM
BUILDINGS CHENNAI 108 ..2nd APPELLANT in WA.1390/15

THE ASSISTANT COMMISSIONER
CORPORATION OF COIMBATORE
(SOUTH ZONE)

PALAKKAD MAIN ROAD

KUNIAMUTHUR COIMBATORE

..Sole Appellant in WA.1417/15

THE EXECUTIVE OFFICER
THIRUNINRAVUR TOWN PANCHAYAT
THIRUNINRAVUR
THIRUVALLUR DISTRICT.

..3rd Appellant in WA.1366/15

THE EXECUTIVE OFFICER
PERUNGALATHUR TOWN PANCHAYAT
KANCHEEPURAM DISTRICT

..3rd Appellants in 1367/15,
1368/15

THE EXECUTIVE OFFICER
PONNAMARAVATHI SELECTION GRADE TOWN
PANCHAYAT PUDUKOTTAI DISTRICT.

..3rd Appellants in
W.A.1369/15, 1372/15,
WA.1470/15, 1471/15

THE EXECUTIVE OFFICER,
AALLOOR TOWN PANCHAYAT,
AALLOOR KANYAKUMARI DISTRICT

..3RD APPELLANT IN WA.1370/15

THE ASSISTANT DIRECTOR OR
TWO PANCHAYAT, REGIONAL OFFICER,
SALEM

..3RD APPELLANT IN WA.1371/15

THE EXECUTIVE OFFICER,
PALACODE SELECTION GRADE TOWN
PANCHAYAT, DHARMAPURI, DISTRICT.

..3RD APPELLANT IN WA.1373/15

THE EXECUTIVE OFFICER
POTHATTURPETTAI TOWN PANCHAYAT
THIRUVALLUR DISTRICT

..3rd APPELLANT in WA.1375/15

THE EXECUTIVE OFFICER
MECHERI SELECTION GRADE TOWN PANCHAYAT
MECHERI SALEM DISTRICT

..3rd APPELLANT in WA.1376/15

THE EXECUTIVE OFFICER
AGASTHEESWARAM TOWN PANCHAYAT
AGASTHEESWARAM NAGERCOIL DISTRICT.

..3rd APPELLANT in WA.1377/15

THE EXECUTIVE OFFICER
VELUR SELECTION GRADE TOWN
PANCHAYAT VELUR
NAMAKKAL DISTRICT.

..3rd APPELLANT in WA.1378/15

THE EXECUTIVE OFFICER
VILLUKURI FIRST GRADE TOWN PANCHAYAT
VILLUKURI POST KANYAKUMARI DISTRICT

..3RD APPELLANT IN WA.1379/15

THE EXECUTIVE OFFICER
BARGUR SELECTION GRADE TOWN PANCHAYAT
KRISHNAGIRI DIST 635 104

..3RD APPELLANT IN WA.1380/15

THE EXECUTIVE OFFICER
PENNADAM TOWN PANCHAYAT
PENNADAM CUDDALORE DISTRICT

..3RD APPELLANT IN WA.1381/15

THE EXECUTIVE OFFICER
PALLIPATTU TOWN PANCHAYAT
THIRUVALLUR DT

..3RD APPELLANT IN WA.1382/15

THE EXECUTIVE OFFICER
REETHAPURAM TOWN PANCHAYAT
REETHAPURAM
KANYAKUMARI DIST

..3RD APPELLANT IN WA.1383/15

THE EXECUTIVE OFFICER
KARUNGAL SELECTION GRADE
TOWN PANCHAYAT
KARUNGAL KANYAKUMARI DIST

..3RD APPELLANT IN WA.1384/15

THE EXECUTIVE OFFICER
KALIAKKAVILAI SELECTION GRADE
TOWN PANCHAYAT
KALIAKKAVILAI KANYAKUMARI DIST

..3RD APPELLANT IN WA.1385/15

THE EXECUTIVE OFFICER
NATRAMPALLI SELECTION GRADE
TOWN PANCHAYAT
NATRAMPALLI VELLORE DISTRICT.

..3RD APPELLANTS IN
WA.1386/15, WA.1387/15

THE EXECUTIVE OFFICER
KEERANUR SELECTION GRADE TOWN
PANCHAYAT KEERANUR
PUDUKOTTAI DISTRICT.

..3RD APPELLANT IN WA.1388/15

THE EXECUTIVE OFFICER B.MALLAPURAM
FIRST GRADE TOWN PANCHAYAT
DHARMAPURI DISTRICT

..3RD APPELLANT IN WA.1389/15

THE EXECUTIVE OFFICER
KALIAKKAVILAI SELECTION GRADE
TOWN PANCHAYAT

KALIAKKAVILAI KANYAKUMARI DIST ..3RD APPELLANT IN WA.1390/15

THE EXECUTIVE OFFICER PERUNGALATHUR
TOWN PANCHAYAT KANCHEEPURAM DISTRICT

..4TH APPELLANT IN
WA.1366/15

THE EXECUTIVE OFFICER
PANAMARATHUPATTI TOWN PANCHAYAT
PANAMARATTUPATTI SALEM DISTRICT

..4TH APPELLANTS IN
WA.1371/15, AND 1370/15

THE EXECUTIVE OFFICER,
REETHAPURAM TOWN PANCHAYAT,
REETHAPURAM KANIYAKUMARI DISTRICT...4TH APPELLANT IN WA.1384/15

Vs

1. Pushpa

2. Manikandan (minor)
rep. By Pushpa

3. Subramani

4. Govindammal

5. The Secretary to the Government of Tamil Nadu
Municipal Administration and
Water Supply Department
Fort St. George
Chennai 600 009.

6. The Director of Town Panchayat
Kuralagam Buildings
Chennai 600 108.

..Respondents in WA.580/15

1. Shankar
2. V. Duraisamy
3. N. Vilvanathan
4. The Secretary to Government of
Tamil Nadu, Municipal Administration
and Water Supply Department
Fort St. George, Chennai.

5. The Director of Town Panchayat
Kuralagam, Chennai 108. ..Respondents in WA.742/15

1. S. Chakkaravarathy

2. The Secretary to Government of
Tamil Nadu, Municipal Administration
and Water Supply Department
Fort St. George, Chennai.

3. The Director of Town Panchayat
Kuralagam Buildings, Chennai 108.

4. The Assistant Director of Town
Panchayat, Vellore. ..Respondents in WA.743/15

1. P. Murugadoss ..Respondent in WA.1366/15
2. M. Selvarajan ..Respondent in WA.1367/15
3. R. Uma ..Respondent in WA.1368/15

1. S. Raman ..Respondent in WA.1369/15
1. M. Varghese ..Respondent in WA.1370/15
1. V. Perumal ..Respondent in WA.1371/15
1. A. Pannerselvam ..Respondent in WA.1372/15

1. G. Krishnan
2. C. Murugan
3. M. Ackumari
4. M. Venkataraman
5. C. Perumal
6. Smt. Saroja ..Respondents in WA.1373/15

1. M. Ayyavu
2. M. Palani
3. K. Sundararajan
4. U. Velusamy ..Respondents in WA.1374/15

1. V. Karunanithi
2. R. Amutha
3. T.K. Kumaravel
4. G.C. Pandian
5. R. Ravi ..Respondents in WA.1375/15

1. M. Maga Praghu ..Respondent in WA.1376/15
1. P. Karunakaran
2. C. Ayyappan
3. L.Selvi
4. A. Ayyammal ..Respondents in WA.1377/15
1. G. Srinivasan
2. S. Senthilkumar
3. G. Manikandan
4. D. Kumaresan ..Respondents in WA.1378/15
1. G. Francis ..Respondent in WA.1379/15
1. Yabeth Immanuel
2. Madesh kumar ..Respondents in WA.1380/15
1. P. Pazhamalai
2. K. Balu
3. S. Selvarasu
4. S. Muraganandham
5. N. Thirugnanam ..Respondents in WA.1381/15
1. P. Vimala
2. Venkataiya
3. P. Eliza
4. V. Baskar ..Respondents in WA.1382/15
1. T. Robert Nelson ..Respondent in WA.1383/15
1. M. Vargheese
2. P. Selvadass
3. S. Paulraj
4. C. Regi Jayakumar ..Respondents in WA.1384/15
1. J. Bipin Shaji
2. D. M. Alben
3. S. Ebenezer
4. M. Raj
5. P. Pula Madan
6. Murugan ..Respondents in WA.1385/15
1. Venkatammal ..Respondent in WA.1386/15
1. B. Vijayan
2. N. Venkatesan
3. L. Ramesh
4. K. Aburam ..Respondents in WA.1387/15

1. P. Ramalingam
2. M. Cholai
3. K. Azhgar
4. P. Marudharaj

..Respondents in WA.1388/15

1. S. Nidhi
2. M. Chennan
3. K. Mayil Murugan

..Respondent in WA.1389/15

1. C. Natarajan

..Respondents in WA.1390/15

1. C. Asokan
2. K. Yesuraj
3. The Director of Town panchayat
Kuralagam Chennai 600 003.

4. The Commissioner of Municipal
Administration, Ezhilagam,
Chennai 600 005.

..Respondents in WA.1417/15

1. K. Ravi
1. C. Somiah

..Respondent in WA.1470/15

..Respondent in WA.1471/15

Writ Appeal filed under Clause 15 of the Letters Patent against the order dated 25/6/2013 made in W.P.No.958 of 2013.

W.A.580 of 2015, W.P.958 of 2013:

This writ petition is preferred under Article 226 of the constitution of India praying for the issue of a writ of certiorarified Mandamus to call for the records relating to the proceedings of the 2nd respondent dt 26.7.2006 issued in Na. Ka. No. 3051/2006/A3 and the proceedings of the 3rd respondent dt 31.7.2006 issued in Na. Ka. No. 166/2006 and quash the same restricting the date of bringing the petitioners husband namely Vinayagamurthy into time scale with effect from 23.6.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioners husband into the regular time scale from the date on which her husband completed three years consolidated pay services in the light of G.O.Ms. No.199 Municipal Administration and Water Supply Department dt 26.10.1998 and 12.8.1997 and the G.O.Ms. No.84 Municipal Administration and water Supply Department, dated 21.5.1998 and the Judgment of Division Bench dated 23.6.2010 passed in W.A.NO.385 of 2010 and 47 of 2010 with all consequential service and monetary benefits to the petitioners arising out of such retrospective regularization of the services of deceased

employee of the 3rd respondent as well as the husband of the 1st petitioner, namely Vinayagamurthy within prescribed time limit.

W.A.742 of 2015, WP.142 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 26.7.2006 issued in Na.Ka.No.3051/ 2006/A3 and the proceedings of the 3rd respondent dated 31.07.2006 issued in Na.Ka.No.165/ 2006 and quash the same restricting the date of bringing the Petitioners into time scale with effect from 07.05.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of G.O.Ms.No.199 Municipal Administration and Water Supply Department dated 12.08.1997 and the G.O.Ms.No.84 Municipal Administration and Water Supply Department dated 21.05.1998 and...

W.A.743 of 2015, WP.22599 of 2013:

to call for the records from the 4th respondent relating to his proceedings Na. Ka. No.372/09 dated 11.12.2009 and quash the same and consequently direct the respondents herein to regularize the service of the petitioners on time scale of pay in accordance with G.O.Ms. NO.198 MA & WS Dept. dated 26.10.1998 with all attendant benefits

WA.1366 to 1390 of 2015: W.P.25437 of 2013 & 25438 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.7.2006 issued in Na.Ka.No.3051/ 2006/A3 and the proceedings of the 3rd respondent dated 30.8.2006 issued in Na.Ka.No.328/ 2006 and quash the same restricting the date of bringing the Petitioners into time scale with effect from 1.2.2003 onwards alone and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which they completed three years consolidated pay services in the light of Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

W.P.25875 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.07.2006 issued in Na.Ka.No. 3051/2006/A3 and the proceedings of the 3rd respondent dated 18.8.2006 issued in Na.Ka.No. 194/2006/A1 and quash the same restricting the date of bringing the Petitioner into regular time scale with effect from 10.04.2003 onwards along and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which they completed three years

consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

W.P.25876 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.07.2006 issued in Na.Ka.No. 3051/2006/A3 and the proceedings of the 3rd respondent dated 18.8.2006 issued in Na.Ka.No. 53/2006/A1 and quash the same restricting the date of bringing the Petitioners into regular time scale with effect from 1.03.2001 onwards along and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of the Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP.26287 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 25.7.2006 issued in Na.Ka.No. 3051/2006/A3 and the proceedings of the 3rd respondent dated 26.7.2006 issued in Na.Ka.No.469/2006 and quash the same restricting the date of bringing the Petitioner into time scale with effect from 15.12.2002 onwards along and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which she completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

W.P.26478 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dt 25.7.2006 issued in Na. Ka. No. 3051/2006/A3 and the proceedings of the 3rd respondent dt 26.7.2006 issued in Na. Ka. No. 469/2006 and quash the same restricting the date of bringing the petitioner into time scale with effect from 5.12.2004 onwards alone and to issue consequential direction to the respondents to bring the petitioner into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of the Division Bench dt 23.6.2010 passed in W.A. No. 385 of 2010 and 47 of 2010 with all consequential service and monetary benefits

W.P.24110 of 2013:

directing the respondents to regularize the service of the petitioners from the date on which the petitioners completed

three years of service on consolidated pay and to pay all attended benefits and pass an order in the light of the order passed in W.P. No.27261/2012 dt 13.12.2012 to the petitioners

W.P.25523 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.07.2006 issued in Na.Ka.No. 3051/2006/A3 and the proceedings of the 3rd respondent dated 4.8.2006 issued in Na.Ka.No. 358/2006/A and quash the same restricting the date of bringing the Petitioner into regular time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP No.32843 of 2012:

Directing the respondents herein to regularize the petitioner service as Pipe Line Fitter by bringing the petitioner on time Scale of Pay with effect from 18.5.2004 as provided under G.O.Ms.No.198 (MAWS) Department dated 26.10.1998 and in the light of the various judgements passed by this Honourable Court with all consequential, monetary nad attendant benefits

WP No.6928 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.07.2006 issued in Na.Ka.No. 3051/2006/A3 and the proceedings of the 3rd respondent dated 04.08.2006 issued in Na.Ka.No. 105/2006 and quash the same restricting the date of bringing the Petitioner into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which he completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP No.17689 of 2013:

Directing the 4th respondent herein to grant the petitioner herein time scale of pay with effect from 26.8.2001 and pay the arrears of wages and all other attendant benefits

WP No.339 of 2014:

directing the respondents herein to regularize the service of the petitioner as Sanitary Worker by bringing him on time scale of pay with effect from 1.11.2000 as provided under G.O.Ms.No.199 dated the light of the judgments passed by this Honourable Court in W.P. 25620/2006 dt 17.9.2008 and W.A. 47/2010 dt 23.6.2010 with all consequential, monetary and other attendant benefits

WP No.17129 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dt 25.7.2006 issued in Na. Ka. No. 3051/2006/A3 and the proceedings of the 3rd respondent dt 26.7.2006 issued in Na. Ka. No. 663/2006 (Tha. A) and quash the same restricting the date of bringing the petitioners into time scale with effect from 23.6.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of the Division Bench dt 23.6.2010 passed in W.A. No. 385 of 2010 and 47 of 2010 with all consequential service and monetary benefits

WP No.21172 of 2013:

directing the respondents to bring the petitioners into the regular time scale from the date of which the petitioners completed three years consolidated pay services in the light of G.O.Ms.No.199 Municipal Administration and Water Supply Department dated 12.8.97 and the G.O.Ms.No.84 Municipal Administration and Water Supply Department dated 21.5.1998 with all the consequential service and monetary benefits

WP No.8200 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.7.2006 issued in Na.Ka.No.3051/2006/A3 and the proceedings of the 3rd respondent dated 18.8.2006 issued in Na.Ka.No.256/2006 and quash the same in so far as the petitioner alone is concerned and restricting the date of bringing the Petitioners into time scale with effect from 23.06.2006 onwards alone and to issue

consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which he completed three years consolidated pay services in the light of Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary...

WP No.9402 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dt 27.7.2006 issued in Na. Ka. No. 3051/2006/A3 and the proceedings of the 3rd respondent dt 4.8.2006 issued in Na. Ka. No.195/2006/A1, and quash the same restricting the date of bringing the petitioners into time scale with effect from 23.6.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of Division Bench dt 23.6.2010 passed in W.A. No. 385 of 2010 and 47 of 2010 with all consequential service and monetary benefits

WP No.10007 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.7.2006 issued in Na.Ka.No.3051/2006/A3 and the proceedings of the 3rd respondent dated 10.8.2006 issued in No.309/ 2006 and quash the same in so far as the petitioner alone is concerned and restricting the date of bringing the Petitioner into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which he completed three years consolidated pay services in the light of Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP No.16139 of 2013:

calling for the records relating to the proceedings of the 2nd respondent dt 25.7.2006 issued in Na. Ka. No. 3051/2006/A3 and the proceedings of the 3rd respondent dt 27.7.2006 issued in Na. Ka. No. 432/2006 (Tha.A) and quash the same restricting the date of bringing the petitioners

into time scale with effect from 23.6.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of Division Bench dt 23.6.2010 passed in W.A. No. 385 of 2010 and 47 of 2010 with all consequential service and monetary benefits

WP No.12447 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 25.7.2006 issued in Na.Ka.No.3051/2006/A3 and the proceedings of the 3rd respondent dated 31.7.2006 issued in Na.Ka.No.A1/ 436/2006 and quash the same restricting the date of bringing the Petitioners into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which they completed three years consolidated pay services in the light of Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP No.31040 of 2012:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.7.2006 issued in Na.Ka.No.3051/2006/A3 and the proceedings of the 3rd respondent dated 04.08.2006 issued in Na.Ka.No.141/2006(2) in so far as the petitioner alone and quash the same restricting the date of brining the petitioner into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioner into the regular time scale from the date on which he completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in WA.No.385 of 2010 and 47 of 2010 with all consequential service and monetary benefits.

WP No.29715 of 2012:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.7.2006 issued in Proceedings No. Na.Ka.No.3051/2006/A3 and the proceedings of the 3rd respondent dated 07.08.2006 issued in Na.Ka.No.63/2006 and quash the same restricting the date of bringing the

petitioners into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits.

WP No.5752 of 2014:

Calling for the records relating to the proceedings of the 2nd respondent dated 26.7.2006 issued in Na.Ka. No.3051/2006/A3 and the proceedings of the 3rd respondent dated 4.8.2006 issued in Na.Ka. No.190/2006 and quash the same restricting the date of bringing the Petitioner into regular time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which he completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP No.17613 of 2013:

calling for the records relating to the proceedings of the 2nd respondent dt 26.7.2006 issued in Na. Ka. No. 3051/2006/A3 and the proceedings of the 3rd respondent dt 4.8.2006 issued in Na. Ka. No. 190/2006, and quash the same restricting the date of bringing the petitioners into time scale with effect from 23.6.2006 onwards alone and to issue consequential direction to the respondents to bring the petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of Division Bench dt 23.6.2010 passed in W.A. No. 385 of 2010 and 47 of 2010 with all consequential service and monetary benefits

WP No.21344 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.07.2006 issued in Na.Ka.No. 3051/2006/A3 and the proceedings of the 3rd respondent dated 31.07.2006 issued in Na.Ka.No. 402/2000, and quash the same

restricting the date of bringing the Petitioners into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioners into the regular time scale from the date on which they completed three years consolidated pay services in the light of the Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

WP No.17125 of 2013:

calling for the records relating to the proceeding of the 3rd respondent dt 14.8.2006 issued in his Pro. Na. Ka. No. 166/2006 (A) and quash the same in so far as the petitioners are concerned and consequently extend the benefit of the G.O.Ms.No.570 Municipal Administration and Water Supply Department dt 15.11.2010 to the petitioners by bringing them into regular time scale of pay from the date of completion of the 3 years of service in the consolidated pay services i.e. (31.5.2001) respectively in the light of G.O. M.S. No.199 Municipal Administration and Water Supply Department dt 12.8.1997 and the G.O.M.S. No.84 Municipal Administration and Water Supply Department dt 21.5.1998 and the orders of this ...

WP No.10006 of 2013:

Calling for the records relating to the proceedings of the 2nd respondent dated 27.7.2006 issued in Na.Ka.No.3051/2006/A3 and the proceedings of the 3rd respondent dated 7.8.2006 issued in Na.Ka.No.96/2006 and quash the same in so far as the petitioner alone is concerned and restricting the date of bringing the Petitioner into time scale with effect from 23.06.2006 onwards alone and to issue consequential direction to the respondents to bring the Petitioner into the regular time scale from the date on which he completed three years consolidated pay services in the light of Judgment of Division Bench dated 23.06.2010 passed in W.A.No.385 of 2010 & 47 of 2010 with all consequential service and monetary benefits

W.P.21159 of 2013:

Directing the respondents to regularise the services of the petitioners on the completion of 10 years of service on NMR basis in the light of the G.O.Ms.No.22 P & AR Department dated

28.02.2006 and/or in light of G.O.Ms.No.198 (MAWS Department) dated 26.10.1998

W.P.546 of 2014 & WP.547 of 2014:

directing the respondents herein to regularize the petitioners service as Water Pump Operator by bringing the petitioner on time scale of pay with effect from 16.5.2004 as provided under G.O.Ms.No.198 (MAWS) Department dated 26.10.1998 and in the light of the various judgments passed by this Honourable court with all consequential monetary and attendant benefits

For appellants : Mr.N.Sakthivel
Government Advocate

For respondents: Mr.G.Vinodh Kumar
for R.R.1 to 4.

Mr.P.S.Sivashanmugasundaram
Special Government Pleader
for R.R.5 and 6.

C O M M O N J U D G M E N T

(Judgment of the Court was made by SATISH K. AGNIHOTRI,J.,)

The instant appeals are filed by the State Government and the respective Town Panchayats against the orders passed separately by learned Single Judges, whereby and whereunder, the respondents therein were directed to regularise the service of the writ petitioners on completion of three years from the date when they were appointed on consolidated pay into regular time scale of pay and to pay consequential monetary benefits.

2. The aforesaid issue involved in these writ appeals came up for consideration in a batch of writ appeals filed by the Government in The Secretary to Government of Tamil Nadu, Municipal Administration and Water Supply Department and two others - Vs. - M. Rani¹, which was partly allowed by a Division Bench of this Court, of which one of us was a Member (Satish K. Agnihotri, J.), vide common judgment dated 30th June 2015, observing as under:-

"29 Resultantly, for the reasoning and analysis made hereinabove, the appeals are partly allowed to the extent that the respondents are entitled to consideration for grant of time scale on regular basis on the basis of performance

1 W.A.No.1289 of 2014 etc. batch

assessment to be done on completion of three years and in the event, the performance of the respondents, is found satisfactory, they are entitled to regularisation on completion of three years, with all consequential monetary benefits. Costs made easy. Connected Miscellaneous Petitions are closed."

3. In view of the foregoing, the instant writ appeals also stand partly allowed on the same terms. Costs made easy. Connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar (CS IV)

//True Copy//

Sub Assistant Registrar

mvs.

TO

1. THE SECRETARY TO GOVERNMENT OF
TAMIL NADU MUNICIPAL ADMINISTRATION
AND WATER SUPPLY DEPARTMENT
FORT ST. GEORGE, CHENNAI-9.

2. THE DIRECTOR OF TOWN PANCHAYAT
KURALAGAM BUILDINGS, CHENNAI-108.

3. THE EXECUTIVE OFFICER
ARIYAPPAN PALAYAM TOWN PANCHAYAT
SATHYAMANGALAM ERODE DISTRICT

4. THE DIRECTOR OF SPECIAL
VILLAGE PANCHAYAT KURALAGAM
BUILDINGS CHENNAI 108

5. THE ASSISTANT COMMISSIONER
CORPORATION OF COIMBATORE
(SOUTH ZONE)
PALAKKAD MAIN ROAD KUNIAMUTHUR
COIMBATORE

6. THE EXECUTIVE OFFICER
MECHERI SELECTION GRADE TOWN PANCHAYAT
MECHERI SALEM DISTRICT

7. THE EXECUTIVE OFFICER,
AGASTHEESWARAM TOWN PANCHAYAT

AGASTHEESWARAM NAGAR COIL DISTRICT.

8. THE EXECUTIVE OFFICER
VELUR SELECTION GRADE TOWN
PANCHAYAT VELUR
NAMAKKAL DISTRICT.

9. THE EXECUTIVE OFFICER
VILLUKURI FIRST GRADE TOWN PANCHAYAT
VILLUKURI POST KANYAKUMARI DISTRICT

10. THE EXECUTIVE OFFICER
BARGUR SELECTION GRADE TOWN PANCHAYAT
KRISHNAGIRI DISTRICT 635 109

11. THE EXECUTIVE OFFICER
THIRUNINRAVUR TOWN PANCHAYAT
THIRUNINRAVUR
THIRUVALLUR DISTRICT.

12. THE EXECUTIVE OFFICER
PERUNGALATHUR TOWN PANCHAYAT
KANCHEEPURAM DISTRICT

13. THE EXECUTIVE OFFICER
PONNAMARAVATHI SELECTION GRADE TOWN
PANCHAYAT PUDUKOTTAI DISTRICT.

14. THE EXECUTIVE OFFICER
ADOOR TOWN PANCHAYAT, ADOOR,
KANYAKUMARI DISTRICT.

15. THE ASSISTANT DIRECTOR OF TOWN PANCHAYAT
REGIONAL OFFICER SLAEM.

16. THE EXECUTIVE OFFICER,
PALACODE SELECTION GRADE TOWN
PANCHAYAT, DHARMAPURI, DISTRICT..

17. THE EXECUTIVE OFFICER
POTHATTURPETTAI TOWN PANCHAYAT
THIRUVALLUR DISTRICT

18. THE EXECUTIVE OFFICER
KARUNGAL SELECTION GRADE
TOWN PANCHAYAT KARUNGAL KANYAKUMARI DIST

19. THE EXECUTIVE OFFICER
KALIAKKAVILAI SELECTION GRADE TOWN PANCHAYAT
KALIAKKAVILAI KANYAKUMARI DIST

20. THE EXECUTIVE OFFICER
NATRAMPALLI SELECTION GRADE TOWN PANCHAYAT

NATRAMPALLI VELLORE DISTRICT.

21. THE EXECUTIVE OFFICER/COMMISSIONER
KEERANUR SELECTION GRADE TOWN PANCHAYAT
KEERANUR PUDUKOTTAI DISTRICT.

22. THE EXECUTIVE OFFICER B.MALLAPURAM
FIRST GRADE TOWN PANCHAYAT
DHARMAPURI DISTRICT

23. THE EXECUTIVE OFFICER PERUNGALATHUR
TOWN PANCHAYAT KANCHEEPURAM DISTRICT.

24. THE EXECUTIVE OFFICER
PANAMARATHUPATTI TOWN PANCHAYAT
PANAMARATTUPATTI SALEM DISTRICT

25. THE EXECUTIVE OFFICER
REETHAPURAM TOWN PANCHAYAT
REETHAPURAM KANYAKUMARI DISTRICT.

+ 2CCS TO MR. G.VINODHKUMAR, ADVOCATE SR. 49759, 49760

+ 2CCS TO MR. S.T.S. MURTHY, ADVOCATE SR.50094, 50095

+ 2CCS TO GOVERNMENT PLEADER SR.52056, 50488

+ 3 ccs to Mr.G.Vinodh Kumar, Advocate Sr 49761, 49762, 49763
(15/3/16)

W.A. Nos.580, 742, 743, 1366 to 1390,
1470, 1471 and 1417 of 2015

VSN (CO)
EU.09.02.16

सत्यमेव जयते

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