

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.02.2015

CORAM:

THE HONOURABLE MR. JUSTICE K.K.SASIDHARAN

Writ Petition No.10306 of 2014

S.Kamala

.. Petitioner

vs.

1. District Social Welfare Officer
South Arcot
Cuddalore-1.
2. Commissioner
Panchayat Union
Panruti.
3. Commissioner of Social Welfare
Chintadripet, Chennai-2.
4. Child Development Project Officer
Child Development Planning Office
Cuddalore (Urban)
Cuddalore District.
5. Project Officer
The District Programme Office
Integrated Child Development Scheme
Department, Cuddalore District.
6. Integrated Child Development Project
Scheme Officer, Parangipettai
Chidambaram Taluk
Cuddalore District.
7. Commissioner
Integrated Child Development Services
Taramani, Chennai 600 113.
8. Director of Social Welfare
Chintadripet
Chennai-2.
9. Principal Accountant General
(A&E) Pension Tamil Nadu
No.361, Anna Salai
Chennai-18.

..Respondents

Petition filed under Article 226 of the Constitution of India for the issuance of writ of mandamus to direct the respondents 1 to 9 to pay pension and other retirement benefits based on the G.O.Ms.Nos.408, 6 and 34 to which the petitioner is legally entitled within a time frame to be fixed by this Court.

For Petitioner : M/s.Babitha Sunil

For Respondents : Mr.P.Sanjay Gandhi
Additional Government Pleader
for RR1 to 8
Mr.S.Balaji for R9

O R D E R

The petitioner earlier worked as Child Welfare Organiser and subsequently she as Anganwadi worker from 01.07.1982 to 24.11.2009. Thereafter, she was promoted to the post of Supervisor-2 with effect from 25.11.2009.

2. The grievance of the petitioner is that on account of the non-consideration of 50% of her earlier services, she was denied pension. The petitioner by placing reliance on the Government Orders in G.O.Ms.Nos.408, 6 and 34 dated 25.08.2009, 06.01.2010 and 14.03.2013 submitted a representation to the eighth respondent requesting to take 50% of the earlier services and pay her pension. Since the said request was not considered, the petitioner is before this Court.

3. The petitioner is given liberty to submit a comprehensive representation to the eighth respondent with a request to count 50% of her earlier services from 15.06.1981 to 24.11.2009 along with the subsequent service for the purpose of fixing pension. In case, any such representation is given, the same shall be considered and disposed of on merits and as per law and in the light of the Government Orders referred to above. Such exercise shall be completed within a period of three months from the date of receipt of representation.

4. The writ petition is disposed of with the above direction. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

vj2

To

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(A&E) Pension Tamil Nadu
No.361, Anna Salai, Chennai-18.
- + 1 cc to Mr.Babitha Sunil, Advocate SR.10896
+ 1 cc to Mr.S. Balaji, Advocate SR.11010
+ 1 cc Government Pleader Sr.10858

VSN(CO)
EU 11.03.2015