

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.8.2015

CORAM

THE HONOURABLE MR.JUSTICE V.RAMASUBRAMANIAN

Contempt Petition No.304 of 2015

T.M.Ramalingam .. Petitioner

Vs.

1. G.Reganathan
The District Educational Officer
Tanjore.
2. Dr.S.Kannappan
The Director of School Education (Vocational)
College Road, Chennai 6.
3. D.Sabeetha, IAS
The Chief Secretary
School Education Department
Fort St. George
Chennai 9. .. Respondents

Petition against the wilful disobedience of the order
dated 28.6.2012 made in W.P.No.9480 of 2011.

For Petitioner : Mr.S.Krishnasamy
For Respondents : Mrs.P.Rajalakshmi,
Govt. Advocate

ORDER

The only effect of my order dated 28.6.2012 passed in
W.P.No.9480 of 2011 was to set aside the recovery of the
excess payment on the sole ground that an excess payment
made not due to any misrepresentation or fraud on the part

of the employee, cannot be recovered. I did not go into the question whether the revision of the pay scale was correct or not. Therefore, G.O.(2D) No.15, School Education dated 23.5.2014 giving up the amount of recovery is perfectly in tune with my order passed. Therefore, the contempt petition is closed. Since the question of correctness of the fixation of pay was not dealt with by me in my order dated 28.6.2012, the petitioner should work it out separately and not in the form of this contempt petition.

Kpl

SD/-
DEPUTY REGISTRAR (CLAA)

//Certified to be true copy//

Dated at Madras this the day of 2015.

COURT OFFICER (O.S.)

From 25th Day of September 2008 the Registry is issuing certified copies of the Orders/Judgments/Decrees in this format.

SS/CO/05/11/2015

One CC to The Government Pleader, Sr.No.11320

One CC to Mr.S.Krishnasamy, Advocate, Sr.No.11240

To

1.The District Educational Officer,
Tanjore.

2.The Director of School Education,
(Vocational)
College Road, Chennai-6.

3.The Chief Secretary,
School Education Department,
Fort St George, Chennai 9.