

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 05.03.2015

Coram

The Honourable Mr.Justice K.K.SASIDHARAN

W.P.No.13183 of 2014

1.R.Vijaya
2.M.Parvathi
3.N.Lakshmi
4.K.Shanmugam
5.N.Lakshmi
6.T.Radha
7.N.Komalavally
8.M.P ankajam
9.B.Lakshmi
10.Nirmala Raju
11.S.Parvathi
12.R.Lakshmi
13.R.Halamma
14.N.Vijaya
15.V.Ponnusamy
16.V.Murugan
17.R.Kuppusamy
18.S.Sivanandham
19.K.Kuppusamy
20.S.Venkadaraman
21.P.Vasantha
22.R.Kannappan

... Petitioners

vs.

1.The Government of Tamil Nadu,
Rep.by The Secretary to Government,
Finance (Pensioner) Department,
Fort St.George, Chennai-600 009

... Respondent

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus to direct the respondent herein to implement the G.O.Ms.No.371 Finance (Pension) Department dated 30.04.1986 by treating the Dearness Allowance sanctioned upto 01.10.1987 as Dearness Pay for the purpose of calculating pension/family Pension for the petitioners herein.

For Petitioner : Mr.P.Sivakumar for
Mr.M.Ramadoss

For respondents : Mr.M.S.Ramesh,A.G.P.

ORDER

The petitioners are retired Government servants, receiving pension from the Government of Tamil Nadu. The Government have issued an order in G.O.Ms.No.371 Finance (Pension) Department, dated 30.04.1986, pursuant to the recommendation given by the 5th Pay Commission. The petitioners were not given benefits of the said Government Order. The petitioners therefore submitted a representation on 18.1.2014, requesting the first respondent to consider their case for payment in accordance with Government Order in G.O.Ms.No.371 Finance (Pension) Department. The present request is to direct the first respondent to consider the said representation in the light of the orders passed by this Court.

2. The first respondent is directed to consider and dispose of the representation, dated 18.01.2014, submitted by the petitioners, on merits and as per law and in the light of the order in W.P.No.7876 of 2013, dated 14.08.2013. Such exercise shall be completed within a period of four months from the date of receipt of a copy of this order.

3. The writ petition is disposed of with the above direction. No costs. Connected miscellaneous petition is closed.

Sd/-
Assistant Registrar
Dated:13.3.15

True Copy

Sub Assistant Registrar

To

The Secretary to Government,
The Government of Tamil Nadu,
Finance (Pensioner) Department,
Fort St.George, Chennai-600 009

+1 CC TO M/S.P.SIVAKUMAR, ADVOCATE, SR.13075

+1 CC TO GOVERNMENT PLEADER, SR.12566.

gp(co)
krd 17/3

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