

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.6.2015

CORAM:

THE HONOURABLE MR. JUSTICE D.HARIPARANTHAMAN

Writ Petition No.16482 of 2015

C.Eswari

...Petitioner

vs.

1.The Government of Tamil Nadu,
Rep. By its Secretary to Government,
Revenue Department, Secretariat
Chennai-600 009.

2. The Principal Accountant General (A & E),
361, Anna Salai,
Teynampet, Chennai-600 018.

3. The District Collector,
Kancheepuram.

4. The Revenue Divisional Officer,
Madurantakam,
Kancheepuram District.

5. The Tahsildar,
Cheyyur Taluk, Kancheepuram District.

...Respondents

Petition filed under Article 226 of the Constitution of India for the issuance of writ of mandamus directing the respondent to disburse all terminal benefits like SPF Gratuity Leave on Private affair and other benefits and also pensionary benefits payable to the petitioner with 12% interest per annum subsequent death of petitioner husband on 24.5.2008 as Village Administrative Officer.

For Petitioner : Mr.P.Murali

For Respondents : Mr. V.Jayaprakash Narayanan
Special Government Pleader

O R D E R

The husband of the petitioner worked as a Panchayat Clerk from 1991 onwards. Thereafter, in 2001, the husband of the petitioner was appointed as Village Administrative Officer by the third respondent. The husband of the petitioner died on 24.5.2008, while he was in service. According to the petitioner, she is a legally wedded wife. She is entitled to terminal benefits including family pension. She made a representation dated 01.11.2010 to the fourth respondent in this regard. The fourth respondent forwarded the representation to the fifth respondent for necessary action.

2. In these circumstances, the petitioner has filed this writ petition seeking for a direction to dispose of the terminal benefits.

3. When the writ petition was taken up for hearing, the learned counsel for the petitioner submits that writ petition may be disposed of with a direction to the fifth respondent to send proposals to fourth respondent relating to the terminal benefits due to the petitioner to enable the fourth respondent to pass appropriate order in this regard within a stipulated time as may be fixed by this Court.

4. In view of the limited prayer made by the learned counsel for the petitioner, the fifth respondent is directed to send proposals to the fourth respondent relating to terminal benefits due to the petitioner, if there is no other legal impediments so that the petitioner would get benefits, within a period of four weeks. On receipt of the said proposal, the fourth respondent is directed to pass appropriate orders in this regard within a period of six weeks, thereafter.

5. The writ petition stands allowed in the above terms. No costs. Connected miscellaneous petition is closed.

Sd/- सत्यमेव जयते
Assistant Registrar(LA)

//True Copy//

Sub Assistant Registrar

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To

1.The Secretary to Government,
Government of Tamil Nadu,
Revenue Department, Secretariat
Chennai-600 009.

2. The Principal Accountant General (A & E),
361, Anna Salai,
Teynampet, Chennai-600 018.

3. The District Collector,
Kancheepuram.

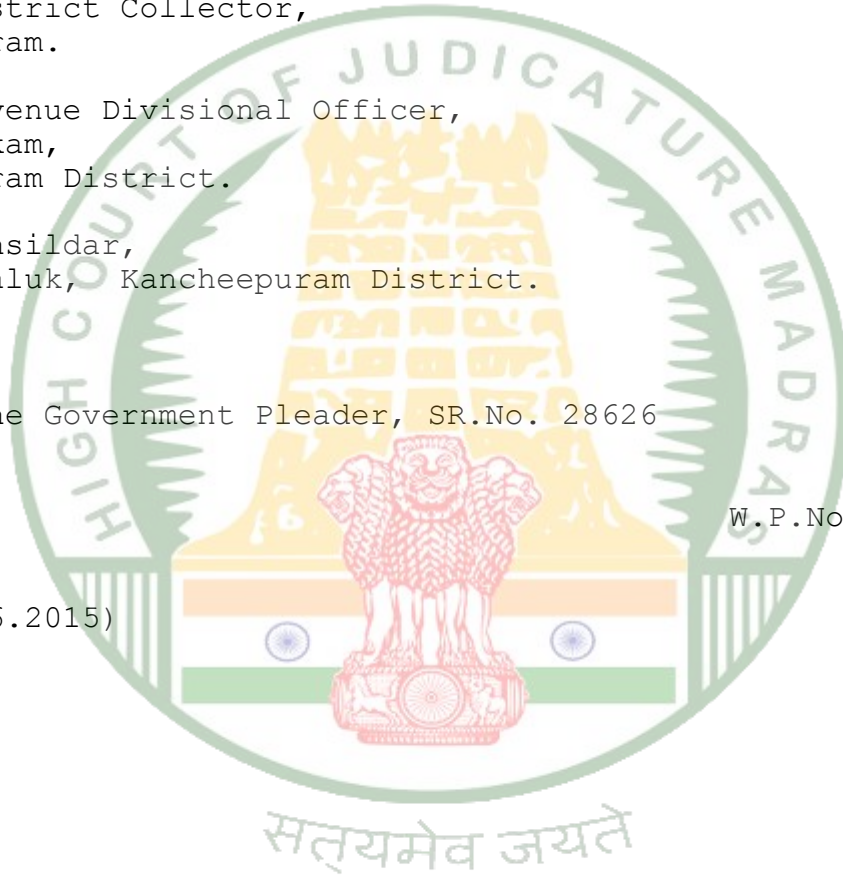
4. The Revenue Divisional Officer,
Madurantakam,
Kancheepuram District.

5. The Tahsildar,
Cheyyur Taluk, Kancheepuram District.

1 CC to the Government Pleader, SR.No. 28626

W.P.No.16482 of 2015

SAI (CO)
PSI (16.06.2015)



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