

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.07.2015

CORAM:

THE HONOURABLE MR.JUSTICE D.HARIPARANTHAMAN

W.P.No.21064 of 2015

V.Manogaran

... Petitioner

-Versus-

1. State of Tamil Nadu
Rep. By its Secretary to Government,
Revenue Department,
Fort St. George,
Chennai 600 009.
2. The Revenue Divisional Officer,
Coimbatore,
Coimbatore District. ... Respondents

Writ Petition filed under Article 226 of the Constitution of India for the relief of issuance of Writ of Mandamus, directing the 2nd respondent authority to consider the representation of the petitioner dated 02.02.2015 and to direct the 2nd respondent to grant all retirement and pensionary benefits from 31.03.2013 to the petitioner within a time frame to be fixed by this court. .

For petitioner : Mr.A.V.Raja

For Respondents : Mr.S.Navaneethan,
Additional Government Pleader

ORDER

The petitioner is a retired Village Administrative Officer. He joined the above service in the year 1984. He was allowed to retire from service on 31.03.2013 on attaining the age of superannuation. According to the petitioner, though there was no disciplinary proceeding pending, the terminal benefits payable to him have not yet been settled. The grievance of the petitioner is that despite he made a representation to the respondents in this regard, there is no response. Hence, he is now before this court with this writ petition.

2. I have heard Mr.A.V.Raja, the learned counsel for the petitioner and Mr.S.Navaneethan, the learned Additional Government Pleader, who takes notice for the respondents, and also perused the records carefully.

3. Considering the limited scope of the prayer sought for by the petitioner and taking into account the submissions made on either side and also the fact that the representation of the petitioner is pending, this court, without going into the merits of the claim made by the petitioner, directs the 2nd respondent to consider the representation of the petitioner dated 02.02.2015 for settlement of terminal benefits and pass orders on the same on merits and in accordance with law. It is made clear that the petitioner is also entitled for interest on the belated payment of terminal benefits in terms of the judgement of a Division Bench of this Court in GOVERNMENT OF TAMIL NADU, REPRESENTED BY THE SECRETARY TO GOVERNMENT VS. M.DEIVASIGAMANI [2009 (3) MLJ 1]. This writ petition is, accordingly disposed of. No costs.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

kmk

To

- 1.The Secretary to Government,
Revenue Department,
Fort St. George,
Chennai 600 009.
- 2.The Revenue Divisional Officer,
Coimbatore,
Coimbatore District.

+1cc to Mr.A.V.Raja, Advocate, S.R.No.35525
+1cc to the Government Pleader, S.R.No.35722

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CA(07/08/2015)

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