

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12-10-2015

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

WRIT PETITION No.32428 of 2015

D.Gnanasambandam

.. Petitioner

vs

The Government of Tamil Nadu
Rep. By its Secretary to Government
School Education Department
Fort St. George, Chennai 9.

... Respondent

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondent to consider and dispose of the petitioner's representation dated 2.6.2015, to pay the grad pay arrears from 1.1.1996 to 30.11.2002.

For Petitioner : Mr.M.Thamizhavel

For Respondent : Mr.S.Gunasekaran
Government Advocate

ORDER

By consent, the writ petition itself is taken up for final disposal.

2.The petitioner would state that he was appointed as a Drawing Master on 21.1.1970, in the Sundarmbal Government High School at Vellore District, and his scale of pay was fixed at Rs.90-40-110-3-140 and he was awarded Selection Grade on 22.1.1980, and was transferred to Azhinjikuppam Government High School and was conferred with the Special Grade on 22.1.1990, and the scale of pay was fixed as Rs.1400-50-2300-60-2600 and retired from service on 30.11.2002.

3.It is further stated by the petitioner that the Ministry of Personnel, PG and Pensions, Government of India, has issued an Office Memorandum dated 28.1.2013, to count the Grade Pay for pension purpose and the various State Governments had also implemented the same, whereas the Government of Tamil Nadu has failed to give effect to the same and as a consequence, the persons like the petitioner, are losing a sum ranging between Rs.800/- and Rs.1400/- per month and in this regard, the petitioner has also submitted a representation dated 2.6.2015, to the respondent and since no orders have been passed, came forward to file this writ petition.

4.Heard the submissions of the learned Counsel appearing for the petitioner, and Mr.S.Gunasekaran, learned Government Advocate, who accepted notice on behalf of the respondent.

5.This Court in the light of the above facts and circumstances and without going into the merits of the same, permits the petitioner to submit one more representation to the respondent giving the details of his employment and pay particulars and the relief he prays for, by enclosing a copy of this order as well as a copy of his earlier representation dated 2.6.2015, within a period of two weeks from the date of receipt of a copy of this order and the respondent, on receipt of the same, is directed to consider it in accordance with law and pass orders thereon within a period of ten weeks thereafter and communicate the decision taken, to the petitioner. The writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

To:

The Secretary to Government
School Education Department
Fort St. George, Chennai 9.

+1cc to Mr.M. Thamizhavel, Advocate, S.R.No.55836
+1cc to the Government Pleader, S.R.No.55970

VGI(CO)
EU(29/10/2015)

W.P.No.32428 of 2015

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