

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.03.2015

CORAM:

THE HONOURABLE MR. JUSTICE K.K.SASIDHARAN

Writ Petition No.4005 of 2015

S.Thulasimani

... Petitioner

Vs

1.The State of Tamil Nadu,
Rep. by its Secretary to Government,
Municipal Administration and Water Supply
Department, (MAWS)
Secretariat, Fort St.George, Chennai -9.

2.The Director of Town Panchayats,
Kuralgam, Chennai - 600 108.

... Respondents

Petition filed under Article 226 of the Constitution of India for the issuance of writ of mandamus, directing the respondents to grant notional promotion to the petitioner in all stages on par with junior R.Jayapaul up to the post of Assistant Director of Town Panchayat with consequential and other attendant benefits including arrears of salary as well as the revision of retirement benefits based on such notional promotion to the higher post on par with junior by considering the representation submitted by the petitioner dated 26.6.2014 .

For Petitioner : Mr.G.Sankaran

For Respondents : Mr.P.Sanjay Gandhi
Addl.Govt.Pleader

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O R D E R

The petitioner was initially appointed as Junior Assistant in Town Panchayat Services on 26.04.1971. The petitioner was promoted as Executive Officer Grade-II and thereafter as Executive Officer Grade-I. The petitioner on attaining the age of superannuation retired from service on 31.12.2004. It is the grievance of the petitioner that he has not been paid eligible pay in accordance with the Rules.

2. The petitioner having found that in similar circumstances, his junior by name Thiru.R.Jayapaul was given applicable pay by the Government vide Letter No.23901/TP-1/2013 dated 26.05.2014, submitted a representation on 26.06.2014. The representation is now pending on the file of the first respondent. The present request is to direct the first respondent to consider the said representation on merits.

3. The first respondent is directed to consider and dispose of the representation submitted by the petitioner, dated 26.06.2014 on merits and as per law and in the light of the Government Letter No.23901/TP-1/2013, dated 26.05.2014. Such exercise shall be completed within a period of three months from the date of receipt of a copy of this order.

4. The writ petition is disposed of with the above direction. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

svki

To

1.The Secretary to Government,
The State of Tamil Nadu,
Municipal Administration and Water Supply
Department, (MAWS)
Secretariat, Fort St.George, Chennai -9.

2.The Director of Town Panchayats,
Kuralgam, Chennai - 600 108.

1 cc to Government Pleader, Sr.No.17343
1 cc to Mr.G.Sankaran ,Advocate, SR.No.17136

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kk(co)
pmk.11.4.2015