



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.02.2015

CORAM :

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABUWrit Petition (MD) Nos.7626 and 7599 of 2013

WEB COPY

A.Sundarraaj ... Petitioner in W.P.No.7626 of 2013

P.Packiyam ... Petitioner in W.P.No.7599 of 2013

Vs.

1.The Secretary to Government,
Government of Tamil Nadu,
School Education Department,
Fort St., George,
Chennai 600 009.

2.The Director of School Education,
DPI Compound,
College Road,
Chennai 600 006.

3.The District Educational Officer,
Karur District, Karur.

4.The Headmaster,
Government Higher Secondary School,
Lalapettai 639 105,
Karur District.

... Respondents in W.P.No.7626/2013

1.The Secretary to the Government of
Tamil Nadu,
School and Education Department,
Fort St., George,
Chennai 9

2.The Director of School Education,
No.6, College Road,
Chennai.

3.The Chief Educational Officer,
Virudhunagar, Virudhunagar District.

4.The District Educational Officer,
Aruppukkottai,
Virudhunagar District.

5.The Headmaster,
Government Higher Secondary School,
N.Mettupatti,
Nenmeni Post,
Virudhunagar District.

... Respondents in W.P.No.7599 of 2013

Prayer in W.P.(MD)No.7626 of 2013: Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the respondents herein to regularize the service of the



petitioner in time scale of pay as per G.O.Ms.No.22 Personnel and Administrative Reforms Department dated 28.02.2006 from the date of completion of 10 years of service and to pay all monetary benefits to the petitioner forthwith.

Prayer in W.P.(MD)No.7599 of 2013: Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to regularize the petitioners service as the sweeper in the 5th respondent school with all the attendant service benefits from the date of her initial appointment and all other notional monetary benefits by considering her representations dated 17.08.2009 & 29.10.2011.

For Petitioner : Mr.K.Hema Karthikeyan
(In W.P.No.7626 of 2013)

For Petitioner : Mr.M.Solaisamy
(In W.P.No.7599 of 2013)
For Respondents : Mr.V.Muruganandam,
(In both W.Ps) Additional Government Pleader.

ORDER

In both the writ petitions, the petitioners are seeking regularisation of their service in time scale of pay as per G.O.Ms.No.22, Personnel and Administrative (Reforms) Department, dated 28.02.2006 from the date of completion of 10 years of service and to pass all monetary benefits to the petitioner forthwith.

2.Learned counsel appearing for the petitioners fairly submitted that the issue involved in this case is squarely covered by a decision of the Hon'ble Division Bench of this Court reported in **2014 (5) CTC 474 (State of Tamil Nadu Vs. M.Seeniammal and others)** and against the petitioners.

3.Learned Additional Government Pleader for the respondents also submitted that in view of the above said decision of the Hon'ble Division Bench which followed the subsequent Government Order in G.O.Ms.No.74, Personnel and Administrative (Reforms) Department, 27.06.2013, the prayer sought for in these writ petitions cannot be granted.

4.Considering the above said submissions made by the respective counsel and by following the above said decision of the Hon'ble Division Bench reported in **2014 (5) CTC 474 (State of Tamil Nadu Vs. M.Seeniammal and others)**, both the writ petitions are dismissed. No costs.

Sd/-
Assistant Registrar(AS)

/True copy/

Sub Assistant Registrar



sms

To

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1.The Secretary to the Government of
Tamil Nadu,
School and Education Department,
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Chennai 9

2.The Director of School Education,
College Road,
Chennai-610 006

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Virudhunagar District.

4.The District Educational Officer,
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Virudhunagar District.

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Government Higher Secondary School,
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7.The Headmaster,
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Lalapettai 639 105,
Karur District.

+1cc to Special Government Pleader Sr NO.7812

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rg.13.03.2015

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