

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.08.2016

CORAM:

THE HON'BLE MR.JUSTICE B.RAJENDRAN

W.P.No.27710 of 2016

1. S.Vasuki
2. S.Kanaga
3. M.Lakshmi

... Petitioners

Versus

1. The Secretary to Government of Tamil Nadu,
Department of School Education,
Fort St. George, Chennai - 600 009.
2. The Director of Public Libraries,
Government of Tamil Nadu,
Office of the Director of the Public Libraries,
Anna Salai, Chennai - 600 002.
3. The District Library Officer,
Salem District,
Salem.

... Respondents

Writ petition filed under Article 226 of the Constitution of India, praying for the issuance of a writ of mandamus, to direct the respondents to grant special time scale of pay of Rs.1300-3000+Grade pay of Rs.300/- with effect from 15.09.2010 as per G.O.Ms.No.385, Finance (Paycell) Department, dated 01.10.2010 with all consequential service and monetary benefits.

For Petitioners: Mr.M.Purushothaman

For Respondents: Mr.A.Kumar

Special Government Pleader

ORDER

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

2. The case of the petitioners is that they were appointed as part-time Sweeper on consolidated pay and they are working in the post for more than 10 years. As per G.O.Ms.No.385, Finance (Paycell) Department on 01.10.2010, the employees who have been completed three years of service were granted special time scale of pay of Rs.1300-3000+Grade pay of Rs.300/-.

3. The petitioners would further state that similarly placed employees filed writ petition in W.P.No.39845 of 2015 and this Court, directed the respondents to consider and pass appropriate orders on merits as per law. Based on the order of this Court, the District Library Officer, Salem, vide his proceedings dated 15.06.2016 had granted special time scale of Rs.1300-3000+Grade pay of Rs.300/- with effect from 15.09.2010 for each eligible employee. They would further state that they are also working as part-time sweepers under the respondents herein and they are eligible for the benefits accrued to them by virtue of G.O.Ms.No.385, dated 01.10.2010. Therefore, they made representations on various dates, but, there was no response. Hence, the present writ petition has been filed.

4. Mr.M.Purushothaman, learned counsel appearing for the petitioners submitted that pursuant to the order passed in W.P.Nos.26710 to 26712 of 2013 in similar matters, the Government has issued an order extending the benefit on 30.09.2015 vide proceedings Na.Ka.No.4486/A/2015.

5. Heard the learned counsel appearing for the petitioners as well as the learned Special Government Pleader appearing for the respondents.

6. Though the petitioner prayed for a larger relief, this Court, considering the submission of the learned counsel for the petitioners and without going into the merits of the case, directs the third respondent to consider and dispose of the representation of the petitioners dated 18.06.2016 on merits and in accordance with law, within a period of ten weeks from the date of receipt of a copy of this order and communicate the decision taken, to the petition.

7. With the above direction, this writ petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar(V)

//True Copy//

Sub Assistant Registrar

ogy

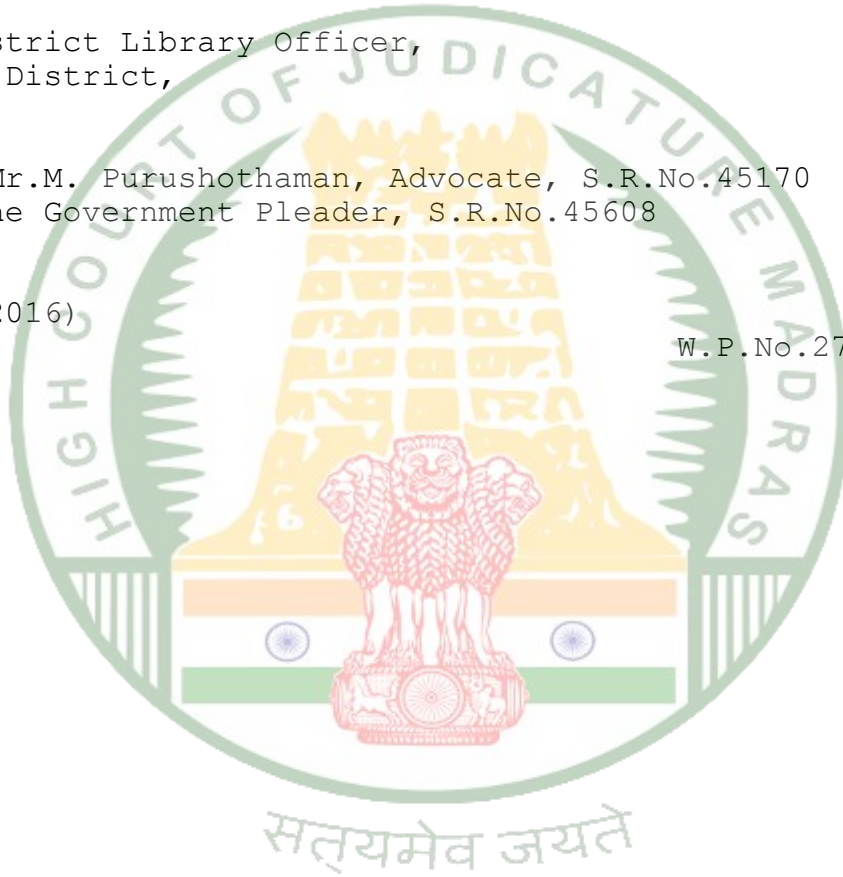
To

1. The Secretary to Government of Tamil Nadu,
Department of School Education,
Fort St. George, Chennai - 600 009.
2. The Director of Public Libraries,
Government of Tamil Nadu,
Office of the Director of the Public Libraries,
Anna Salai, Chennai - 600 002.
3. The District Library Officer,
Salem District,
Salem.

+2ccs to Mr.M. Purushothaman, Advocate, S.R.No.45170
+1cc to the Government Pleader, S.R.No.45608

SKV(CO)
EU(01/09/2016)

W.P.No.27710 of 2016



WEB COPY