

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.09.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition No.32753 of 2016

S.Jayam

... Petitioner

vs.

1.The Director,
Directorate of Sugar,
No.690, Anna Salai,
Nandanam, Chennai-35.

2.Salem Cooperative Sugar Mills
Matriculation Higher Secondary School,
rep. by its Managing Director,
Mohanur, Namakkal District -15.

... Respondents

Writ petition has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the first respondent to dispose of the petitioner's appeal dated 15.3.2016 in relation to payment of pension for the qualifying service rendered by the petitioner as a staff in the second respondent school from 1.1.1996 to 31.7.2014 in accordance with law with specific reference to the Tamil Nadu Pension Rules, 1978 and payment of interest for pay arrears.

For Petitioner :Ms.C.Uma

For Respondents :Mr.V.Selvaraj,
Addl. Govt. Pleader, for R.1
Mr.R.Bala Ramesh, for R.2

ORDER

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

2. The petitioner has come up with the present writ petition for a mandamus, directing the first respondent to dispose of her appeal dated 15.3.2016 in relation to payment of pension for the qualifying service rendered by her as a staff in the second respondent school from 1.1.1996 to 31.7.2014 in accordance with law with specific reference to the Tamil Nadu Pension Rules, 1978 and payment of interest for pay arrears.

3. Though very many contentions have been raised in the affidavit filed in support of the petition, since the scope of the prayer is very limited i.e., seeking a direction to the first respondent to dispose of the appeal of the petitioner dated 15.3.2016 in relation to payment of pension for the qualifying service rendered by her as a staff in the second respondent school from 1.1.1996 to 31.7.2014, I am of the opinion, it is not necessary for this Court to traverse the entire averments made in the affidavit filed in support of the writ petition and it would be appropriate to direct the first respondent to dispose of the petitioner's appeal dated 15.3.2016.

4. Accordingly, without going into the merits of the claim made by the petitioner, this Court directs the first respondent to dispose of the petitioner's appeal dated 15.3.2016 on merits and in accordance with law, after affording an opportunity of personal hearing to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order. The writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

sbi

To

The Director,
Directorate of Sugar,
No.690, Anna Salai,
Nandanam, Chennai-35.

+lcc to M/S.C.Uma, Advocate Sr.53226
+lcc to the Government Pleader sr.53489

sv[co]
srg 25/10/2016

W.P.No.32753 of 2016