



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 04.10.2016

CORAM

The HON'BLE MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The HON'BLE MR.JUSTICE S.NAGAMUTHU

W.A. (MD) No.1317 of 2016

B.Subramaniam .. Appellant/Petitioner
Vs.

1. The Secretary to Government of Tamil Nadu
Animal Husbandry Department
Fort St. George, Chennai.
2. The Commissioner and Director
of Animal Husbandry
D.M.S.Compound, Chennai. .. Respondents

PRAYER: Appeal against the order of the learned Single Judge dated 20.1.2014 made in W.P. (MD) No.4202 of 2011.

Prayer in WP(MD). 4202/ 2011 :

Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the 1st respondent to disburse all the retirement benefits forthwith to the petitioner.

For Appellant : Mr.H.Arumugam

For Respondents : Mr.R.Velmurugan
Government Advocate

JUDGMENT

(Delivered by the Hon'ble Chief Justice)

On hearing learned counsel for parties, we are of the view that paragraph (9) of the impugned order dated 20.1.2014 contains an error inasmuch as the previous discussion would result in a

(2)

direction that the first respondent should issue proper orders keeping in mind similar persons as per G.O.Ms.No.86, Animal Husbandry and Fisheries (FS-V) Department, dated 14.8.2003, instead of G.O.Ms.No.118, dated 14.2.1996.

2. The impugned order is modified to the aforesaid extent and the appeal stands disposed of. The terminal benefits as a result thereof to be remitted to the appellant within a maximum period of two months from the date of receipt of the order. No costs.

Sd/-

Assistant Registrar(CS II)

/True copy/

Sub Assistant Registrar

To:

1. The Secretary to Government of Tamil Nadu
Animal Husbandry Department
Fort St. George, Chennai.
2. The Commissioner and Director
of Animal Husbandry
D.M.S.Compound, Chennai.

+1cc to Mr.H.Arumugam, Advocate SR.No.58458/16
+1cc to special Government Pleader SR.No.59365/16

Sasi

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