



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.11.2016

WEB COPY

CORAM :

THE HONOURABLE DR.JUSTICE S.VIMALA

W.P (MD) No.22497 of 2016

R.Baskaran

... Petitioner

vs.

1. Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd.,
Rep. by its Managing Director,
Kumbakonam.
2. The General Manager,
The Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd.,
Nagapattinam Region,
Nagapattinam
3. The Administrator,
The Tamil Nadu State Transport Corporation
Pension Fund Trust, Thiruvalluvar House,
Pallavan Salai, Chennai -2.

... Respondents

Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the Respondents to extend revision of scale of pay of the petitioner in terms of G.O.Ms.No.146 Transport (C) Department dated 30.11.2015 and further directing the respondents to pay him difference in salary and difference in retirement benefits within the time frame that may be fixed by this Court.

For Petitioner: Mr.A.Rahul

For R1 & R2 : Mr.D.Sivaraman

For R - 3 : Mr.A.P.Muthupandian

ORDER

Initially the petitioner was employed as Junior Assistant in the respondents Corporation and later on, promoted as Superintendent. He retired from service on 31.01.2014.



2.The grievance of the petitioner is that as per G.O.Ms.No.146 Transport (C) Department dated 30.11.2015, he is entitled to revision of scale of pay in the post of Superintendent. Since his pay has not been revised, he made a representation dated 10.11.2016 therefor and that the same has not been considered. Therefore, the petitioner has sought for this Writ of Mandamus, directing the respondents to extend revision of scale of pay of the petitioner in terms of G.O.Ms.No.146 Transport (C) Department dated 30.11.2015 and further directing the respondents to pay him the difference in salary and difference in retirement benefits.

3.Learned counsel for the respondents submitted that it is agreeable for the respondents to consider the representation of the petitioner dated 10.11.2016 and to pass orders.

4.Recording the above submission, this Writ Petition is disposed of directing the respondents to consider the representation of the petitioner dated 10.11.2016, in the light of G.O.Ms.No.146 Transport (C) Department dated 30.11.2015 and to pass appropriate orders on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar (Crl.side)

/True Copy/

Sub Assistant Registrar

To

1. The Managing Director,
Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd., Kumbakonam.
2. The General Manager,
Tamil Nadu State Transport Corporation
(Kumbakonam) Ltd., Nagapattinam Region,
Nagapattinam
3. The Administrator,
Tamil Nadu State Transport Corporation
Pension Fund Trust, Thiruvalluvar House,
Pallavan Salai, Chennai -2.

+ 1 CC TO Mr.A.RAHUL, ADVOCATE IN SR No. 72835
+ 1 CC TO Mr.D.SIVARAMAN, ADVOCATE IN SR No. 72166

MJ