

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.06.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.14260 of 2017

M.Radhakrishnan

.. Petitioner

-vs-

1. The District Elementary Educational Officer
Vellore, Vellore District
2. The Assistant Elementary Educational Officer
Kandhili, Vellore District
3. Mr.R.Ravi .. Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the first respondent to consider the petitioner's representation dated 04.01.2017 requesting for fixation of the petitioner's pay on par with his junior, Mr.R.Ravi in the light of the orders passed in W.P.Nos.3698, 3699, 3700 and 4352 of 2007 dated 18.06.2012 and pass appropriate orders thereon within a time limit to be fixed by this Hon'ble Court.

For Petitioner :: Mr.P.Rajendran

For Respondents :: Mr.P.Sanjai Gandhi
Additional Government Pleader
for R1 & 2

ORDER

The petitioner retired as Headmaster from the Panchayat Union Middle School, Ravuthampatti, Kandhili Block, Tirupathur Taluk, Vellore District with effect from 29.2.2016. He was awarded incentive increment for acquiring higher qualification of B.Ed., on 7.1.96 and also the further incentive increment for acquiring higher qualification of M.A.,M.Ed., on 26.5.97. Similarly, the third respondent, being junior to the petitioner, was also given incentive increment for acquiring B.Ed., qualificaion on 24.5.94 and another incentive increment for acquiring M.A.,M.Ed., qualificaion on 29.5.2010. Since the petitioner's junior, who was also given incentive increment for acquiring M.A.,M.Ed., got the benefit in the revised scale of

pay, the petitioner has given a representation on 4.1.2017 to step up his pay. Since the said representation has not been considered, he has come to this Court.

2. Mr.P.Sanjai Gandhi, learned Additional Government Pleader, taking notice on behalf of the respondents 1 & 2, sought eight weeks time to consider the petitioner's representation.

3. This Court hereby directs the first respondent to consider the representation of the petitioner on merits and pass appropriate orders in accordance with law within a period of six weeks from the date of receipt of a copy of this order. The writ petition is disposed of accordingly. No costs.

Sd/-
Asst.Registrar (CS V)

/true copy/

Sub Asst. Registrar

ss

To

1. The District Elementary Educational Officer
Vellore, Vellore District
2. The Assistant Elementary Educational Officer
Kandhili, Vellore District

+lcc to M/s.P.Rajendran, Advocate in sr.no.40862
+lcc to Government Pleader in sr.no.41005

W.P.No.14260 of 2017

NRI (CO)
NR 23/06/2017

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