

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.07.2017

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HONOURABLE MR.JUSTICE G.JAYACHANDRAN

W.A.No.2675 of 2010

R.Rani .. Appellant/Petitioner

-vs-

1. The Secretary to Government
Animal Husbandry Department
Chennai-9
now the Secretary to Government
Animal Husbandry, Dairying and
Fisheries Department
Chennai-9
2. The Director of Animal Husbandry
Chennai-6
3. The Deputy Director of Animal Husbandry
Udagamandalam .. Respondents / Respondents

Appeal under Clause 15 of the Letters Patent, against the order dated 19.02.2010 made in W.P.No.37261 of 2006.

Prayer in WP.37261/06:

This Writ Petition came to be numbered by way of transfer or OA.NO.5832 of 1988 from the file of the Tamil Nadu Administrative Tribunal, Chennai, praying this court to direct the respondents to pay all pensionary benefits to the petitioner like family pension, gratuity, family benefit fund etc.

For Appellant :: Mr.G.Elanchezhiyan

For Respondents:: Mr.V.Jayaprakash Narayanan
Special Government Pleader

JUDGMENT

(Judgment of the Court was made by G.JAYACHANDRAN, J.)

P.T.Raman, the husband of the appellant was engaged as a casual labour in the respondent Department from 18.4.76 and he

died on 10.8.96. The case of the appellant is that in the light of G.O.Ms.No.116, Animal Husbandry and Fisheries Department dated 7.5.97, the services of her husband ought to have been regularised and he should have been paid all the attendant benefits.

2. In our considered opinion, since the husband of the appellant died even before the issuance of G.O.Ms.No.116 dated 7.5.97, there was no question of regularisation of his services at any point of time. Hence we are not inclined to interfere with the order of the learned single Judge, as no right whatsoever will accrue to the appellant till the services of P.T.Raman are found to be regularised. Therefore, the writ appeal is dismissed. It is for the respondents to find out whether the appellant is entitled for monetary benefits, taking into consideration of the services rendered by her husband-P.T.Raman for a period of 20 years, preceding the G.O.Ms.No.116, Animal Husbandry and Fisheries Department dated 7.5.97. No costs.

Sd/-
Asst.Registrar (CS VIII)

/true copy/

Sub Asst. Registrar

ss

To

1. The Secretary to Government
Animal Husbandry, Dairying and
Fisheries Department,
Secretariat,
Chennai 600 009
2. The Director of Animal Husbandry
Chennai 600 006
3. The Deputy Director of Animal Husbandry
Udagamandalam

+1cc to Mr.G.Elanchezhiyan, Advocate in sr.no.47743
+1cc to Government Pleader in sr.no.47677

W.A.No.2675 of 2010

AK(CO)
NR 26/07/2017