

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.11.2017

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.29714 of 2017

1. N.Manivannan
2. G.Amudha
3. R.Devagi
4. K.Sumathi
5. M.K.Vijayaselvi .. Petitioners

-vs-

1. State of Tamil Nadu
represented by Secretary to Government
School Education Department
Secretariat, Chennai 600 009
2. The Director of Elementary Education
Chennai 600 006
3. The District Elementary Educational Officer
Thiruvannamalai District
Thiruvannamalai
4. The Assistant Elementary Educational Officer
Polur, Thiruvannamalai District .. Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the respondents 3 and 4 to consider the claim of the petitioners regarding extension of benefit of G.O.Ms.No.240 Finance (PC) Department dated 22.7.2013 in the light of their representation dated 04.11.2016.

For Petitioners:: Mr.P.Murali

For Respondents:: Mr.P.Sanjay Gandhi
Additional Government Pleader

ORDER

All the petitioners were appointed as Secondary Grade Teachers through the District Employment Exchange, Thiruvannamalai and they had completed ten years of service. On the basis of their seniority, they were all promoted as Primary School Headmasters and presently working as such in Polur Union, Thiruvannamalai District. But their common grievance is that

the benefit of G.O.Ms.No.240, Finance (Pay Cell) Department dated 22.7.2013 permitting to exercise the re-option to come over to the revised scales of pay, as per Tamil Nadu Revised Scales of Pay Rules, 2009 as notified in G.O.Ms.No.234, Finance (Pay Cell) Department dated 1.6.2009, has not been considered. Therefore, they have given a representation seeking the benefit of G.O.Ms.No.240, Finance (Pay Cell) Department dated 22.7.2013. But the respondents 3 and 4 have not shown any sign to consider their representation. Hence, a direction has been sought for.

2. The learned Additional Government Pleader for the respondents sought eight weeks time to consider the representation of the petitioners dated 4.11.2016 as to whether they are entitled to the benefit of G.O.Ms.No.240, Finance (Pay Cell) Department dated 22.7.2013.

3. Recording his statement, the writ petition is disposed of with a direction to the respondents 3 and 4 to consider the claim of the petitioners regarding the extension of the benefit of G.O.Ms.No.240, Finance (Pay Cell) Department dated 22.7.2013 on merits and pass appropriate orders in accordance with law within a period of eight weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar

//True copy//

Sub Assistant Registrar

ss

To

1. The Secretary to Government
School Education Department
Secretariat, Chennai 600 009
2. The Director of Elementary Education
Chennai 600 006
3. The District Elementary Educational Officer
Thiruvannamalai District
Thiruvannamalai
4. The Assistant Elementary Educational Officer
Polur, Thiruvannamalai District

+1cc to Mr.P.Murali, Advocate SR.No.82410

+1cc to Government Pleader SR.No.83250

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RV(CO)

GN(30/11/2017)

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