

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.08.2017

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

W.P.No.2216 OF 2016

M.Namagiri Vijayakumar

... PETITIONER

Vs

1.The Secretary to Government
Government of Education Department
Fort St. George Chennai-600 009.

2.The Director of Elementary Education
College Road, Chennai-600 006.

3.The District Elementary Educational Officer
Cuddalore

4.The Additional Assistant Elementary
Educational Officer
Virudhachalam.

... RESPONDENTS

PRAYER: Writ petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus to direct the 2nd respondent to consider and pass orders on petitioner representation dated 29.12.2015 made to set right the pay of anomaly by fixing the revised Scale of Pay at Rs.8,700 - 125 (Personal Pay) - 18350 + 5m400 = 23,750/-, within a time frame as may be fixed by this Court.

For Petitioner : Mr.R.Kamaraj

For Respondents : Mr.R.S.Selvam
Government Advocate

O R D E R

The relief sought for in this writ petition is for a direction to consider the representation submitted by the writ petitioner on 29.12.2015, in order to set right the pay anomaly of the writ petitioner in the revised scale of pay.

2.The learned counsel for the petitioner contended that the writ petitioner is working as Headmaster in the Municipal Elementary School and retired from service on 30.4.2008, on attaining the age of superannuation. However, the pay of the writ petitioner was not revised in accordance with the Government Orders and the Rules and in this regard the writ petitioner submitted a representation to the second respondent on 7.5.2014, and till date no final order has been passed. Hence, the petitioner has come forward with this Writ Petition for the aforementioned prayer.

3.Without going into the merits and demerits of the matter, the second respondent is directed to consider the representation by the writ petitioner dated 7.5.2014 and pass orders on merits and in accordance with law, within a period of twelve weeks from the date of receipt of the copy of this order. The petitioner is directed to submit the copy of the representation along with the copy of the order passed today in this writ petition to the second respondent forthwith. No costs.

Sd/-

Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

Rpa

To

- 1.The Secretary to Government
Government of Education Department
Fort St. George Chennai-600 009.
- 2.The Director of Elementary Education
College Road, Chennai-600 006.
- 3.The District Elementary Educational Officer
Cuddalore
- 4.The Additional Assistant Elementary
Educational Officer
Virudhachalam.

+lcc to Mr.R.Kamaraj, Advocate, S.R.No.60126
+lcc to the Government Pleader, S.R.No.60382

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CA(06/09/2017)