



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED 14.06.2017

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM  
AND

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.A (MD) .No. 723 of 2017

and

C.M.P. (MD) No.5488 of 2017

- 1.The Director of Elementary Education,  
College Road,  
Chennai.
- 2.The District Elementary Educational Officer,  
Dindigul Region,  
Dindigul.
- 3.The Assistant Elementary Educational Officer,  
Vadamadurai Region,  
Dindigul District.

.... Appellants

Vs

Dr.P.Kandhan,

...Respondent

**PRAYER:** The Writ Appeal is filed under Clause 15 of Letters Patents Act, against the order, dated 09.03.2015 passed in WP(MD) No.3156 of 2015.

**Prayer in WP(MD) . 3156/ 2015 :**

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the Respondents to sanction 3rd increment to the Petitioner for possessing M.Phil qualification from the date of his promotion as B.T. Assistant i.e. as on 16.08.2010 in the light of the Order passed by this Honourable Court in W.P. No. 11802 to 11806 of 2013 dated 24.07.2013.

For Appellants : Mr.V.R.Shanmuganathan,  
Special Government Pleader.

For Respondent : Mr.K.Samidurai

JUDGMENT

[Judgment of the Court was delivered by T.S.SIVAGNANAM, J.]

<https://hcservices.courts.gov.in/hcservices/News.asp> The learned Special Government Pleader appearing for the appellants and the learned Counsel appearing for the respondent.



2.This writ appeal is directed against the order dated 09.03.2015 passed in WP(MD)No.3156 of 2015. The respondent/writ petitioner filed the said writ petition, to direct the appellants/respondents therein to sanction the third increment to the writ petitioner for possessing M.Phil qualification from the date of his promotion as B.T. Assistant i.e as on 16.08.2010, based on the order dated 24.07.2013 passed by this Court in W.P. (MD).Nos.11802 to 11806 of 2013.

2.The writ court had not granted the above relief sought for, but only directed, the representation to be considered and therefore, appellants cannot aggrieve by such an order.

3.For the above reasons, this writ appeal is dismissed. No Costs. Consequently, connected, Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CS-II)

/ True Copy /

Sub Assistant Registrar(C.S.)

To

- 1.The Director of Elementary Education,  
College Road,  
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Dindigul.
- 3.The Assistant Elementary Educational Officer,  
Vadamadurai Region,  
Dindigul District.

+1cc to M/S.K.SAMIDURAI, Advocate SR.No.60639

Dsk

MAS/MR-KKR/SAR3:13.07.2017:2P-5C

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