



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 31.07.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.A(MD)No.288 of 2011
and
M.P.(MD).No.2 of 2011

N.R.Perumal

.. Appellant

Vs.

- 1.The Director of Public Health and Preventive Medicine,
D.M.S.Complex, Chennai 6.
 - 2.The Deputy Director of Health Services,
Dindigul District, Dindigul.
 - 3.The Senior Accounts Officer,
Accountant General, Tamil Nadu,
Chennai.
 - 4.The Sub-Treasury Officer,
Nilakottai, Dindigul District.
 - 5.The District Treasury Officer,
Dindigul.
- .. Respondents

PRAYER: Writ Appeal is filed under Clause 15 of the Letter Patent Act, against the order dated 02.12.2010 made in W.P.(MD).No.10960 of 2008, on the file of this Court.

Prayer in WP(MD). 10960/ 2008 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records relating to the proceedings passed by the 3rd respondent in his proceedings AG (A& E)/Legal Cell/WP(MD).8380/2007/940 dated 6.10.2008 and the consequential order of refixation and recovery of pension passed by the 4th respondent in his proceedings Na.Ka.No.2680/08 dated 29.10.2008 and quash the same as illegal and consequentially to direct the respondents to grant pensionary benefits based on the last drawn pay on the date of the petitioner retirement on 31.7.2000.



For Appellant : Mr.Mohammed Imran

For respondent Nos.1,2,4&5

: Mr.T.S.Mohammed Mohideen
Additional Government Pleader

For Respondent No.3 : P.Gunasekaran

Standing Counsel

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JUDGMENT

[Judgment of the Court was delivered by K.K.SASIDHARAN, J.]

The appellant died, during the currency of this Writ Appeal.

2. The Writ Appeal is closed, on account of abatement. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar (CS-III)

/True Copy/

Sub-Assistant Registrar

To:

- 1.The Director of Public Health and Preventive Medicine,
D.M.S.Complex, Chennai 6.
- 2.The Deputy Director of Health Services,
Dindigul District, Dindigul.
- 3.The Senior Accounts Officer,
Accountant General, Tamil Nadu,
Chennai.
- 4.The Sub-Treasury Officer,
Nilakottai, Dindigul District.
- 5.The District Treasury Officer,
Dindigul.

+One cc to M/s.Ajmal Associates, Advocate, SR.No.69080

+One cc to Mr.P.Gunasekaran, Advocate, SR.No.69460

+One cc to The Special Government Pleader, SR.No.69768

NB

RL/9C/2P/KP/SAR1/11/8/2017

JUDGMENT MADE IN