

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.04.2018

CORAM

THE HON'BLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.A.No.735 of 2015 and M.P.No.1 of 2015, W.A.Nos.1248 to 1251 of 2016 and C.M.P.Nos.16070 to 16076 of 2016, W.A.No.1576 of 2016 and C.M.P.Nos.19716 and 19717 of 2016, W.A.No.1647 of 2016 and C.M.P.Nos.20405 and 20406 of 2016, W.A.No.946 of 2017 and C.M.P.No.13168 of 2017, W.P.Nos.28878 and 28879 of 2017, W.P.Nos.1074 and 1075 of 2018 and W.P.Nos.6456 to 6460 of 2018

- 1 GOVERNMENT OF TAMILNADU,
REP. BY SECRETARY TO GOVERNMENT,
HIGHER EDUCATION DEPARTMENT,
FORT ST. GEORGE, CHENNAI-9
- 2 THE DIRECTOR OF SCHOOL EDUCATION,
COLLEGE ROAD, CHENNAI-6
- 3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD
CHENNAI-6
- 4 THE CHIEF EDUCATIONAL OFFICER
VILLUPURAM DISTRICT, VILLUPURAM
... Appellants in WA.No.735 of 2015

- 1 THE GOVERNMENT OF TAMIL NADU
REP BY ITS SECRETARY SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI 600 009.
- 2 THE DIRECTOR OF SCHOOL
EDUCATION HIGHER SECONDARY EDUCATION
COLLEGE ROAD CHENNAI 600 006.
- 3 THE CHIEF EDUCATIONAL
OFFICER PUDUKOTTAI DT.
- 4 THE HEAD MASTER
GOVT HIGHER SECONDARY SCHOOL ARIMALAM
PUDUKOTTAI DT. ... Appellants in WA No.1248 of 2016

1 THE GOVERNMENT OF TAMIL NADU
REP BY ITS SECRETARY SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI 600 009.

2 THE DIRECTOR OF SCHOOL
EDUCATION HIGHER SECONDARY EDUCATION
COLLEGE ROAD CHENNAI 600 006.

3 THE CHIEF EDUCATIONAL
OFFICER PUDUKOTTAI DT.

4 THE HEAD MASTER
GOVT HIGHER SECONDARY SCHOOL ARIMALAM
PUDUKOTTAI DT.

... Appellants in WA No.1249 of 2016

1 THE GOVERNMENT OF TAMILNADU
REP BY ITS SECRETARY SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI 600 009

2 THE DIRECTOR OF SCHOOL
EDUCATION HIGHER SECONDARY EDUCATION
COLLEGE ROAD CHENNAI -600 006

3 THE CHIEF EDUCATIONAL OFFICER
PUDUKOTTAI DISTRICT.

4 THE HEAD MASTER
GOVT. HR. SEC. SCHOOL MANAMELKUDI.

... Appellants in WA No.1250 of 2016

1 THE GOVERNMENT OF TAMILNADU
REP BY ITS SECRETARY SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI 600 009

2 THE DIRECTOR OF SCHOOL
EDUCATION HIGHER SECONDARY EDUCATION
COLLEGE ROAD CHENNAI -600 006

3 THE CHIEF EDUCATIONAL OFFICER
PUDUKOTTAI DISTRICT.

4 THE HEAD MASTER
GOVT. HR. SEC. SCHOOL (BOYS) KEERANUR 622
502 PUDUKOTTAI DISTRICT.

... Appellants in WA No.1251 of 2016

- 1 GOVERNMENT OF TAMILNADU,
REP. BY SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT,
FORT ST. GEORGE, CHENNAI-9
- 2 THE DIRECTOR OF SCHOOL EDUCATION,
COLLEGE ROAD, CHENNAI-6
- 3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD
CHENNAI-6
- 4 THE CHIEF EDUCATIONAL OFFICER
TIRUVANNAMALAI DISTRICT, TIRUVANNAMALAI

... Appellants in WA.No.1576 of 2016

- 1 GOVERNMENT OF TAMIL NADU
REP.BY SECRETARY TO GOVERNMENT
SCHOOL EDUCATION DEPARTMENT
FORT ST. GEORGE CHENNAI.
- 2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI.
- 3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD
CHENNAI.
- 4 THE CHIEF EDUCATIONAL OFFICER
TIRUVANNAMALAI DISTRICT TIRUVANNAMALAI.

... Appellants in WA No.1647 of 2016

- 1 THE STATE OF TAMILNADU
REP.BY ITS SECRETARY TO GOVERNMENT FINANCE
DEPARTMENT FORT ST. GEORGE CHENNAI-9
- 2 THE STATE OF TAMILNADU
REP.BY ITS SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-9
- 3 THE DIRECTOR OF SCHOOL
EDUCATION DPI COMPOUND COLLEGE ROAD
CHENNAI-6

4 THE JOINT DIRECTOR (VOCATIONAL
DIRECTORATE OF SCHOOL EDUCATION DPI
COMPOUND COLLEGE ROAD CHENNAI-6
... Appellants in WA No.946 of 2017

M.Loga Subramanian .. Petitioner in WP.No.28878 of 2017
K.Rajasekaran .. Petitioner in WP.No.28879 of 2017
V.Ayyadurai .. Petitioner in WP.No.1074 of 2018
G.Pandian S/o.Ganeshan .. Petitioner in WP.No.1075 of 2018
S.Annapurani .. Petitioner in WP.No.6456 of 2018
D.Marimuthu .. Petitioner in WP.No.6457 of 2018
R.Rajagopal .. Petitioner in WP.No.6458 of 2018
A.Suseela .. Petitioner in WP.No.6459 of 2018
R.Nadimuthu .. Petitioner in WP.No.6460 of 2018

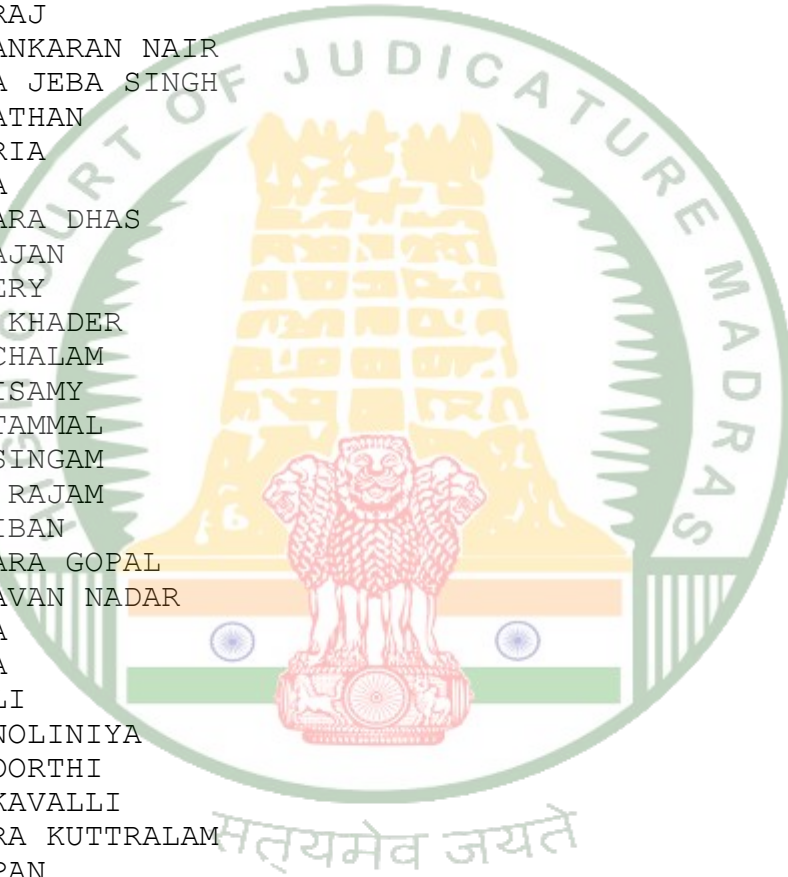
VS

M.KANNU RESPONDENT in WA.No.735 of 2015
K.HARIHARAN RESPONDENT in WA.No.1248 of 2016
K.RAMAMOORTHY RESPONDENT in WA.No.1249 of 2016
M.JAYARAMAN RESPONDENT in WA.No.1250 of 2016
M. GANESAN RESPONDENT in WA.No.1251 of 2016
R. RAMADASS RESPONDENT in WA.NO.1576 of 2016
G. MANI RESPONDENT in WA.No.1647 of 2016

1 G.ROHINI
2 S.SUBBULAKSHMI
3 V.SUBRAMANIAN
4 T.RANI THANGAPU BEALEAU
5 S.RAJA RAJESWARI
6 A.PONGODINATHAN
7 K.V.SEKAR
8 N.VIVEKANANDAM

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9 E.GANAPATHI
10 V.VEERAPPAN
11 E.KANNAN SWAMI
12 G.SUBBULAKSHMI
13 T.VASANTHA
14 R.MAHESWARAN
15 S.MAHADEVAN
16 A.GOVINDARAJU
17 A.LEELABAI
18 G.MANGAIYARKARASI
19 D.T.MOHANDOSS
20 P.R.ALWIN JAMES
21 R.PAUL RAJ
22 G.SIVASANKARAN NAIR
23 S.JOSHUA JEBA SINGH
24 S.MEGANATHAN
25 S.VICTORIA
26 S.GEETHA
27 S.MANOHARA DHAS
28 C.NAGARAJAN
29 M.ARULMERY
30 M.ABDUL KHADER
31 M.ARUNACHALAM
32 K.PALANISAMY
33 T.S.PATTAMMAL
34 M.THULASINGAM
35 N.GNANA RAJAM
36 M.PARTHIBAN
37 V.GIRIDARA GOPAL
38 K.C.KESAVAN NADAR
39 J.GEETHA
40 M.KOKILA
41 S.MYTHILI
42 LICY VINOLINIYA
43 M.GURUMOORTHY
44 N.MANICKAVALLI
45 S.SANKARA KUTTRALAM
46 V.IYYAPPAN
47 S.NATARAJAN
48 A.KARUPPIAH
49 S.JOSEPH ALPHONSE RAJ
50 C.PONNUDURAI
51 S.SELVARAJ
52 K.SENGAMMAL
53 J.NARAYANAN
54 K.S.SIVARAMAKRISHNAN
55 M.ARIYA NAYAGAM
56 N.VADIVEL
57 R.SADHASIVAM
58 M.RAJKUMAR



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59 K.VARADARAJAN
60 V.PADMAVATHY
61 K.P.GANESAN
62 C.BALANAGAMMAL
63 M.RAMASAMY
64 M.V.ARULKUMAR
65 A.CHINNAMMAL
66 M.MUTHUSAMY
67 J.BALASUBRAMANIAN
68 K.SUBRAMANIAN
69 S.SELLAKUMAR
70 D.CHELLADURAI
71 C.PALANISAMY
72 R.LAKSHMI
73 INDRA BAI.P.V.J.J.
74 R.KARUNAKARAN
75 M.ROOBARANI
76 P.JAGADEESAN
77 P.SUNDARESAN
78 K.MANOCHARAN
79 M.JESTIN MOSES

... Respondents in WA.No.946 of 2017

- 1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI 09
- 2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI 600 06
- 3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD
CHENNAI 600 006
- 4 THE CHIEF EDUCATIONAL OFFICER
THIRUVALLUR THIRUVALLUR DISTRICT

... RESPONDENTS in WP No.28878 of 2017

- 1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI 09
- 2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI 600 06

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD
CHENNAI 600 006

4 THE CHIEF EDUCATIONAL OFFICER
THIRUVALLUR THIRUVALLUR DISTRICT

... RESPONDENTS in WP No.28879 of 2017

1 GOVERNMENT OF TAMIL NADU
REP BY SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-09

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-06

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD CHENNAI-
06

4 THE CHIEF EDUCATIONAL
OFFICER THANJAVUR THANJAVUR DISTRICT

... RESPONDENTS in WP No.1074 of 2018

1 GOVERNMENT OF TAMIL NADU
REP BY SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-09

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-06

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) THIRUVARUR
THIRUVARUR DISTRICT

4 THE CHIEF EDUCATIONAL
OFFICER THIRUVARUR THIRUVARUR DISTRICT

5 THE DISTRICT EDUCATIONAL
OFFICER THIRUVARUR THIRUVARUR DISTRICT

... RESPONDENTS in WP No.1075 of 2018

1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVT SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI-600 009.

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-600 006.

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD CHENNAI-
600 006.

4 THE CHIEF EDUCATIONAL OFFICER
THANJAVUR THANJAVUR DISTRICT.

... RESPONDENTS in WP No.6456 of 2018

1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVT SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI-600 009.

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-600 006.

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD CHENNAI-
600 006.

4 THE CHIEF EDUCATIONAL OFFICER
THANJAVUR THANJAVUR DISTRICT.

... RESPONDENTS in WP No.6457 of 2018

1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVT SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI-600 009.

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-600 006.

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD CHENNAI-
600 006.

4 THE CHIEF EDUCATIONAL OFFICER
THANJAVUR THANJAVUR DISTRICT.

... RESPONDENTS in WP No.6458 of 2018

1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVT SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI-600 009.

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-600 006.

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD CHENNAI-
600 006.

4 THE CHIEF EDUCATIONAL OFFICER
THANJAVUR THANJAVUR DISTRICT.

... RESPONDENTS in WP No.6459 of 2018

1 GOVERNMENT OF TAMIL NADU
REP. BY SECRETARY TO GOVT SCHOOL EDUCATION
DEPARTMENT FORT ST. GEORGE CHENNAI-600 009.

2 THE DIRECTOR OF SCHOOL
EDUCATION COLLEGE ROAD CHENNAI-600 006.

3 THE JOINT DIRECTOR OF SCHOOL
EDUCATION (VOCATIONAL) COLLEGE ROAD CHENNAI-
600 006.

4 THE CHIEF EDUCATIONAL OFFICER
THANJAVUR THANJAVUR DISTRICT.

... RESPONDENTS in WP No.6460 of 2018

PRAYER:-

WA.No.735 of 2015:-

Writ Appeal filed under clause 15 of the Letters patent
against the order passed by this court in WP.No.6239 of 2014
dated 28.02.2014

WP.No.6239 of 2014:-

Writ Petition filed under Article 226 of the Constitution of
India, to issue a Writ of Mandamus Directing the respondents to
count 50% of petitioners service for a period from 28.8.1984 to
04.10.1996 as Single and Double Part Time Vocational Instructor
along with regular service for a period from 5.10.1996 to
30.1.2010 as qualifying service for the purpose of pensionary
benefits and to grant arrears of pension and other pensionary
benefits.

WA.Nos.1248 to 1251 of 2016:-

Writ Appeals filed under clause 15 of the Letters patent, against the order passed by this court 29.04.2014 in W.P.Nos.10985 of 2006, 10986 of 2006, 10987 of 2006, 10988 of 2016 respectively

WP.No.10985 of 2006:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to include the services rendered by the petitioner from initial appointment till regularisation (i.e. 08.02.1982 to 31.03.1990) for the purpose of retirement benefits .

WP.No.10986 of 2006:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to include the services rendered by the petitioner from initial appointment till regularisation (i.e. 16.02.1979 to 31.03.1990) for the purpose of retirement benefits .

WP.No.10987 of 2006

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to include the services rendered by the petitioner from initial appointment till regularisation (i.e. 12.10.1978 to 31.03.1990) for the purpose of retirement benefits .

WP.No.10988 of 2006

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to include the services rendered by the petitioner from initial appointment till regularisation (i.e. 28.09.1978 to 31.03.1990) for the purpose of retirement benefits .

WA.No.1576 of 2016:-

Writ Appeal filed under Clause 15 of the Letters Patent, against the order passed by this Court dated 01.09.2014 in W.P.No.23542 of 2014.

WP.No.23542 of 2014:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus Directing the respondents to count 50% of petitioners service for a period from 17.08.1979 to 04.10.1996 along with regular service for a period from 5.10.1996 to 31.10.2010 as qualifying service for the purpose of pensionary benefits and to grant arrears of pension and other pensionary benefits by forwarding the pension proposal to the Accountant General.

WA No.1647 of 2016:-

Writ Appeal filed under Clause 15 of the Letters Patent, against the order passed by this court dated 04.02.2014 in WP.No.3265 of 2014.

WP.No.3265 of 2014:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondents to count 50% of petitioners service for a period from 9.9.1987 to 4.10.1996 as Single and Double Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 5.10.1996 to 30.5.2010 as qualifying service for the purpose of pensionary benefits and to grant arrears of pension and other pensionary benefits.

WA No.946 of 2017:-

Writ Appeal filed under Clause 15 of the Letters Patent, against the order passed by this court dated 12/12/2013 in WP.No.33684 of 2013.

WP.No.33684 of 2013:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to calling for the records relating to the letter of the 2nd respondent having Ref. No. 16280/VE/2011-4 dt 14.6.2012 to the 3rd respondent rejecting the request of the 3rd respondent to take the services rendered by part time vocational instructors for the purpose of Pension and quash the same and consequently direct the 4th respondent to send the proposal for computing the 50% service rendered by the petitioners as part time Vocational Instructors drawing consolidated pay for calculating the

qualifying service for pension and the quantum of pension under Rule 43 (2) of the Tamilnadu Pension Rules to the 2nd respondent to enable the 1st respondent to sanction the pension to the petitioners based on the said proposal from the date of retirement of the petitioners and to concerned authorities to disburse the pension to the petitioners.

WP.No.28878 of 2017:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to count 50% of petitioners service for a period from 01.07.1985 to 31.03.1990 rendered as Double part Time Vocational Instructor along with regular services as Vocational Instructor and P.G Assistant for a period from 01.04.1990 to 30.09.2016 the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of Pensionary benefits

WP.No.28879 of 2017:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to count 50% of petitioners service for a period from 27.02.1986 to 15.10.1992 as Double part Time Vocational Instructor along with regular services as Vocational Instructor and P.G Assistant for a period from 16.10.1992 to 30.09.2017 the date of retirement, rendered in regular time scale of pay as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of Pensionary benefits

WP.No.1074 of 2018:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to count 50% of petitioners service for a period from 18.7.1983 to 31.03.1990 rendered as Double Part Time Vocational Instructor along with regular service as Vocational Instructor and P.G.Assistant for a period from 01.04.1990 to 31.7.2017, the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of Pensionary benefits

WP.No.1075 of 2018:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to count 50% of petitioners service for a period from 7.12.1981 to 31.03.1990 rendered as Single and Double Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 01.04.1990 to 30.4.2017, the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of Pensionary benefits

WP.No.6456 of 2018:-

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, Directing the first respondent to count 50% of petitioners service for a period from 17.08.1983 to 31.03.1990 rendered as Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 1.4.1990 to 30.4.2013, the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of pensionary benefits

WP No.6457 of 2018

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, Directing the first respondent to count 50% of petitioners service for a period from 6.9.1985 to 15.10.1992 rendered as Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 16.10.1992 to 31.03.2017, the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of pensionary benefits

WP No.6458 of 2018

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, Directing the first respondent to count 50% of petitioners service for a period from 3.2.1988 to 15.10.1992 rendered as Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 16.10.1992 to 31.3.2016, the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of pensionary benefits

WP No.6459 of 2018

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, Directing the first respondent to count 50% of petitioners service for a period from 1.9.1981 to 4.10.1996 rendered as Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 5.10.1996 to 31.12.2007, the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of pensionary benefits

WP No.6460 of 2018

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, Directing the first respondent to count 50% of petitioners service for a period from 11.08.1986 to 15.10.1992 rendered as Part Time Vocational Instructor along with regular service as Vocational Instructor for a period from 16.10.1992 to till the date of retirement, as qualifying service for the purpose of pensionary benefits and send a revised pension proposal to the Accountant General for sanction and grant arrears of pensionary benefits.

W.A.No.735 of 2015, 1248 to 1251 of 2016, 1576 of 2016 :

For appellants : Mr.C.Munusamy, Spl.GP (Edn.)

For respondent : Mr.R.Saseetharan

W.A.No.1647 of 2016:

For appellants : Mr.C.Munusamy, Spl.GP (Edn.)

W.A.No.946 of 2017:

For appellants : Mr.C.Munusamy, Spl.GP (Edn.)

For respondents : Mr.R.Saseetharan for R19, 36, 39, 44 and R77

Mr.V.Krishnamoorthy for R35

W.P.Nos.28878 and 28879 of 2017, 1074 and 1075 of 2018:

For petitioner in all the writ petitions : Mr.R.Saseetharan

For Respondents in all the writ petitions : Mr.C.Munusamy, Spl.GP (Edn.)

W.P.Nos.6456 to 6460 of 2018 :

For petitioner in all the writ petitions : Mr.R.Saseetharan

For Respondents in all the writ petitions : Mr.V.Kadhirvelu, Spl.GP

COMMON JUDGMENT
(Delivered by HULUVADI G.RAMESH, J.)

Heard the learned counsel appearing for the parties.

2.The issue raised in these writ appeals and writ petitions is squarely covered by the judgment of this Court in W.A.Nos.882, 808 of 2017, 1224, 1395, 1471, 1283 and 1323 of 2016 dated 06.04.2018, wherein this Court has directed as follows:-

"15.In terms of the above discussions, we dispose of the writ appeals as under:

(i)50% of the services rendered by the respondents herein, as Part Time Vocational Instructor (either as Single Part time or Double Part Time Vocational Instructor), shall be counted for the purpose of computing pension and other retiral benefits.

(ii)The above said benefit shall be extended only to the respondents in these writ appeals and for the persons similarly situated like that of the respondents herein, whose cases are pending before this Court. Thus it is made clear that the above said benefit shall not be extended to any other future cases that may be filed on this account, on the ground of delay and laches, since all along they have not come up before this Court and remained as fence-sitters. It is also needless to point out that allowing such cases would amount to opening the pandora's box, touching upon the financial implications of the State.

16.The writ appeals are disposed of

accordingly. No costs. Consequently, the connected miscellaneous petitions are closed."

3. Accordingly, these writ appeals and writ petitions stand disposed of in terms of the judgment of this Court in W.A.Nos.882, 808 of 2017, 1224, 1395, 1471, 1283 and 1323 of 2016 dated 06.04.2018. Consequently, the connected miscellaneous petitions are closed. No costs.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

KM

To

1. The Secretary, Government of Tamil Nadu.
Education Department, Fort St.George, Chennai-600 009.
2. The Secretary, Government of Tamil Nadu,
Finance Department, Fort St.George, Chennai-600 009.
3. The Secretary, Government of Tamil Nadu,
School Education Department, Fort St.George, Chennai-600 009
4. The Director of School Education, College Road, Chennai-9
5. The Director of Higher Secondary Education, College Road,
Chennai-600 006.
6. The Joint Director of School Education(Vocational)
College Road, Chennai-6
7. The Chief Educational Officer,
Villupuram District, Villupuram.
8. The Chief Educational Officer,
Pudukottai District, Pudukottai.
9. The Chief Educational Officer,
Tiruvannamalai District, Tiruvannamalai.
10. The Chief Educational Officer,
Thiruvallur District, Thiruvallur.

11. The Chief Educational Officer,
Thanjavur District, Thanjavur
12. The Chief Educational Officer,
Tiruvavarur District, Tiruvavarur.
13. The Head Master, Government Higher Secondary School,
Arimalam, Pudukottai District.
14. The Head Master, Government Model Higher Secondary School,
Pudukottai, Pudukottai District.
15. The Head Master, Government Higher Secondary School,
Mannargudi.
16. The Head Master, Government Higher Secondary school,
(Boys), Keeranur 622 502, Pudukottai District.

+1cc to Mr.V.Krishnamurthy, Advocate, S.R.No.29433
+15ccs to Mr.R.Saseedharan, Advocate, S.R.No.28959

W.A.No.735 of 2015 and M.P.No.1
of 2015, W.A.Nos.1248 to 1251 of
2016 and C.M.P.Nos.16070 to
16076 of 2016, W.A.No.1576 of
2016
and C.M.P.Nos.19716 and 19717
of 2016, W.A.No.1647 of 2016 and
C.M.P.Nos.20405 and 20406 of
2016, W.A.No.946 of 2017 and
C.M.P.No.13168 of 2017,
W.P.Nos.28878 and 28879 of 2017,
W.P.Nos.1074 and 1075 of 2018
and W.P.Nos.6456 to 6460 of 2018

PPA (CO)
CS/02/07/18

Compared by N.J.K (06/07/2018)
CS/06/07/18

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