

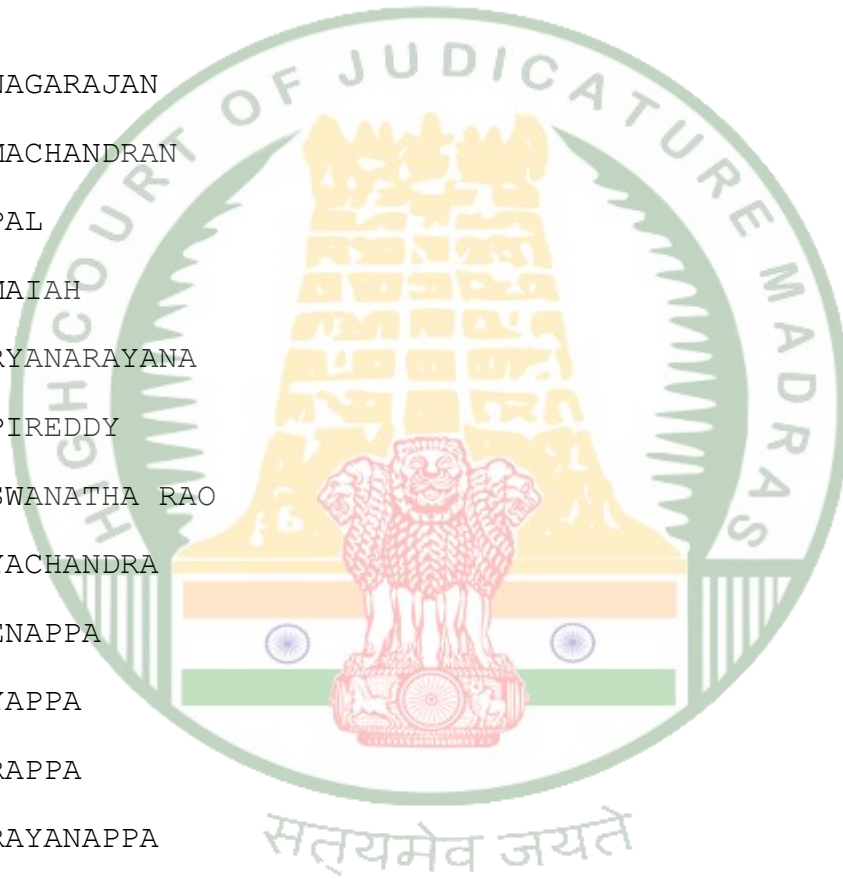
IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 14.3.2018

CORAM

THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN

W.A.Nos.375 to 383 of 2018
and
C.M.P.Nos.3166 to 3173 of 2018

1 D.S.NAGARAJAN
2 K.RAMACHANDRAN
3 V.GOPAL
4 N.RAMAIAH
5 R.SURYANARAYANA
6 V.PAPIREDDY
7 R.VISWANATHA RAO
8 R.JAYACHANDRA
9 B.SEENAPPA
10 LENKYAPPA
11 B.MARAPPA
12 K.NARAYANAPPA
13 M.MUNIYAPPA
14 B.BATHRAPPA
15 K.CHINNAMUNIREDDY
16 K.R.THULASIRAMAN
17 K.BASIAPPA
18 KRISHNA MURTHACHAR



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19 A.V.MUNIRATHNAMMA

...APPELLANTS/PETITIONERS IN
W.A.NO.375/2018 IN
W.P.NO.30411 OF 2014

1 T.E.ATHIKESAVAN

2 V.M. MUTHUMANICKAM

3 M.MANI

4 J.JANARTHANAN

5 M.VELMURUGAN

6 M.PUNNYAKKOTTI

7 T.KARTHIKEYHAN

8 C.NARAYANAN

9 K.MOORTHY

10 T.G.RAMALINGAM

11 K.KANDASAMY

12 J.JOTHIBAI

13 K. KANNAN

14 C.SUGUMARAN

15 R.EKAMBARAM

16 E.MURTHY

17 V. SUNDARAMURTHY

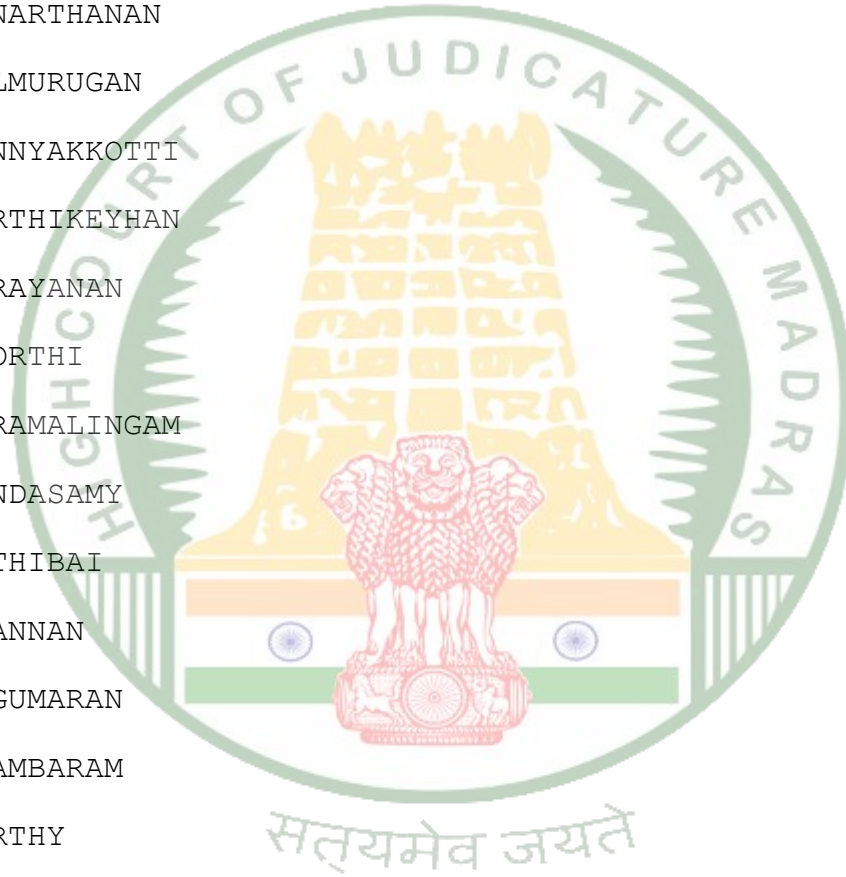
18 P.CHANDRAN

19 K.EKAMBARAM

20 P.RAMACHANDRAN

21 J.VASANTHARAV

22 K.P.ARUGADOSS



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23 K.SUNDARARAMAN
24 B.N.GOVINDARAJAN
25 A.DANASEKARAN
26 A.ACHUTHAN
27 A.THIRUVENGADAM
28 T.CHANDRAVADHANAM

29 S.NATARAJAN
30 D.KANTHABAI

31 S.K.EKAMBARAM
32 V.KAMALANATHAN (LEGAL HEIRS)

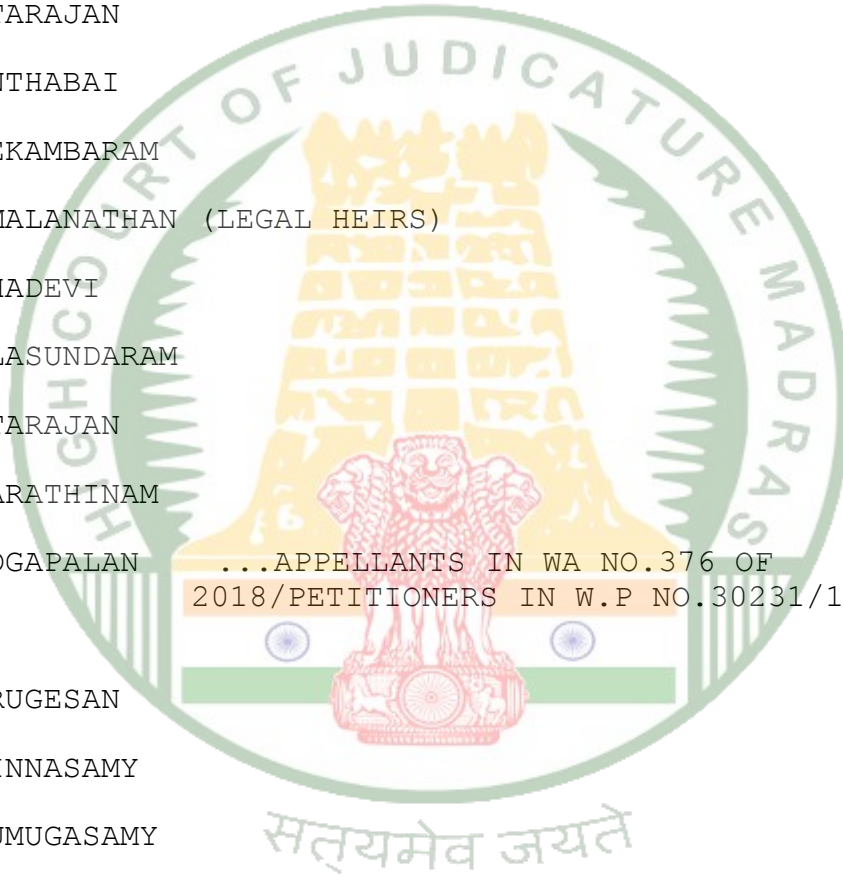
33 K.MAHADEVI
34 P.BALASUNDARAM

35 A.NATARAJAN
36 JEEVARATHINAM

37 R. LOGAPALAN ...APPELLANTS IN WA NO.376 OF
2018/PETITIONERS IN W.P NO.30231/14

1 P.MURUGESAN
2 P.CHINNASAMY
3 P.ARUMUGASAMY
4 V.SIVANESAN

5 V.SIVARAJAN
6 T.S.VENUGOPAL
7 K.AMIRTHAM
8 N.RAJAMANI
9 A.DHANDAPANI



WEB COPY

10 A.P.NATARAJAN

11 K.RAJAMMAL

12 Y.MARAGATHAMANI

13 K.KUMARASAMY

14 S.RAMASAMY

15 M.MARUTHACHALAM

16 N.NATARAJAN

17 C.MARIMUTHU

18 P.KRISHNASAMY

19 K.DURAIRASAN

20 M.SITAPATHI

21 S.VADIVELU

22 N.NACHIMUTHU

23 S.MANONMANI

24 K.KANAKARAJU

25 AMSAVENI

26 R.BALAN

27 P.DHANALAKSHMI

28 N.MEENATCHI SUNDARAM ...APPELLANTS IN W.A.NO.377 OF
2018/PETITIONERS IN W.P.NO.30245 OF 2014

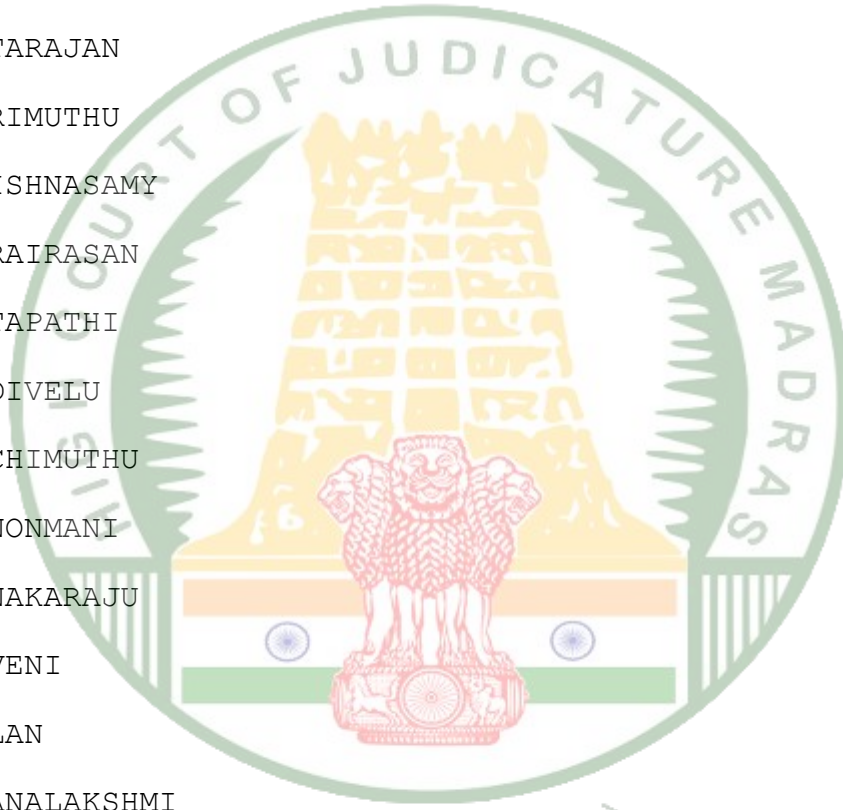
1 E.BARATHAN

2 T.SIVAKUMAR

3 C.LENIN

4 R.SIVAKUPPUSAMY

5 V.SUBRAMANIAN



WEB COPY

6 T.UNNAMALAI

7 G.CHANDRA

8 K.SAROJINI

9 S.RADHAKRISHNAN

10 R.PACHIYAPPAN

11 A.SHANMUGAM

12 C.PALANISAMY

13 L.ANDAL

14 GANESAN

15 V.SIVARAJAN

16 A.SAMIYAPPAN

17 A.RANGANATHAN

18 V.KAMALAKANNAN

19 K.RENGANATHAN

20 S.RENGANATHAN

21 R.THUKKARAMAN

22 D.KALIYAVARADHAN

23 VEDANAYAGAM

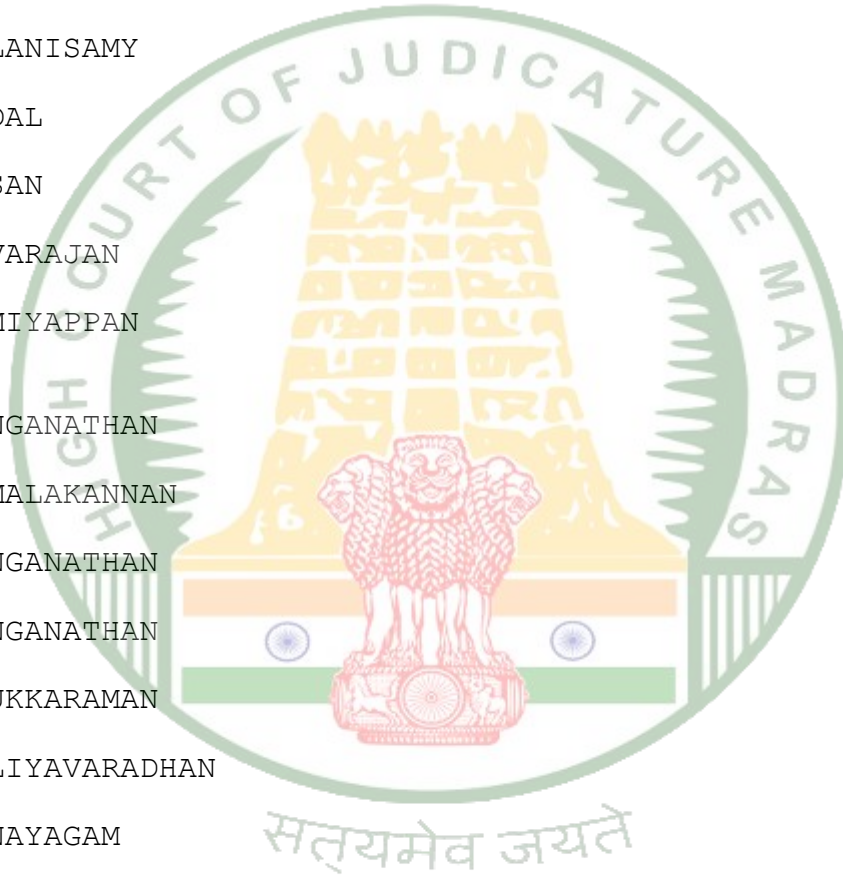
24 R.RAJA

25 K.GANESAN

26 T.V.SANJEEVIRAYANAPPELLANTS IN WA NO.378 OF
2018/PETITIONERS IN
W.P.NO.30450 OF 2014

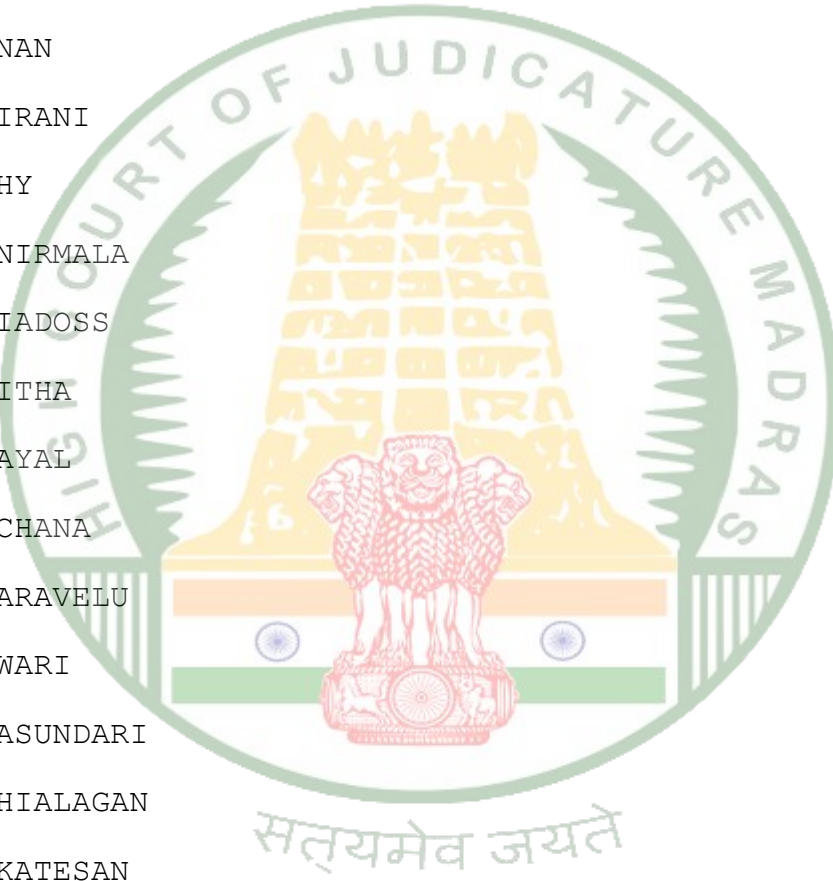
1 K.G.VISWANATHAN

2 S.K.VIJAYA



WEB COPY

3 S.MALLEESWARI
4 V.VIMALA
5 C.RAJAMANI
6 S.MARY PREMA
7 K.VIJAYAKUMARI
8 K.RANI
9 K.KANNAN
10 L.INDIRANI
11 P.JOTHY
12 BABY NIRMALA
13 S.MARIADOSS
14 A.LALITHA
15 M.VIJAYAL
16 V.KANCHANA
17 B.KUMARAVELU
18 RAJESWARI
19 M.GUNASUNDARI
20 N.MATHIALAGAN
21 R.VENKATESAN
22 V.BANUMATHI
23 S.SYED RAHIMAN
24 V.JAYA
25 P.RAMASAMY
26 S.MARIASELVAM
27 M.G.GUNASEKARAN



WEB COPY

28 SUBRAMANI

29 M.MAYAVATHI ...APPELLANTS IN WA NO.379 OF 2018/
PETITIONERS IN W.P.30456 OF 2014

1 A.SAKUNTHALA 62 YEARS

2 S.BALASARASWATHI 64 YEARS

3 E.VASANTHA 67 YEARS

4 R.MOUNA GURUSAMI 65 YEARS

5 K.GANAPATHI 62 YEARS

6 C.ARUNACHALAM 62 YEARS

7 R.THALAIMALAI 67 YEARS

8 P.KALIYAPPAN 66 YEARS

9 V.SANGILI 67 YEARS

10 A.GANDHI 65 YEARS

11 B.NAGARAJAN 70 YEARS

12 K.SUBBAIAN 67 YEARS

13 M.SUBRAMANIAN 65 YEARS

14 R.DHANUSHKODI 63 YEARS

15 C.PAPPATHI 61 YEARS ...APPELLANTS IN W.A NO.380 OF
2018/PETITIONERS IN W.P.NO.13568 OF 2014

1 K.JEYABALAN

2 C.GANESAN

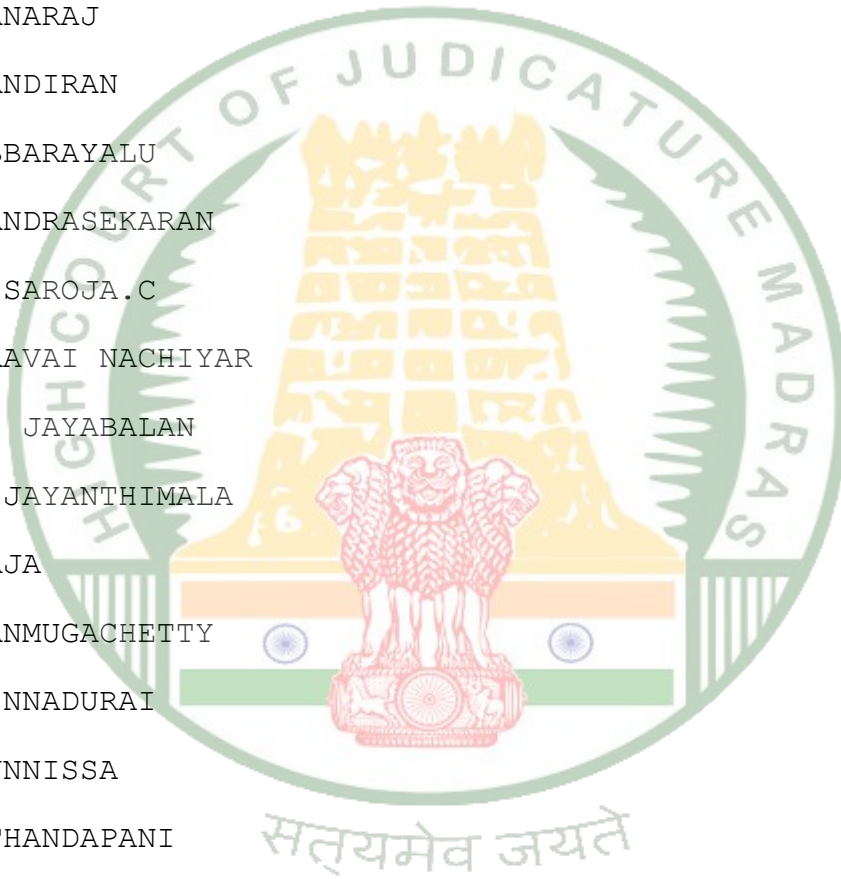
3 R.VEDAMMAL

4 P.DAYALAN

5 S.V.JEYACHANDRAN

WEB COPY

6 C. BABY SAROJA
7 C.KUPPAN
8 S.KADHIRVEL
9 A. PANKAJAM
10 D.PAUL KIRUBAKARAN
11 P.KANNIYAPPAN
12 A.DHANARAJ
13 S.CHANDIRAN
14 M.SUBBARAYALU
15 R.CHANDRASEKARAN
16 BABY SAROJA.C
17 G.PARAVAI NACHIYAR
18 DURAI JAYABALAN
19 N.VAIJAYANTHIMALA
20 V. RAJA
21 M.SHANMUGACHETTY
22 V.CHINNADURAI
23 ZAIBUNNISSA
24 V.KOTHANDAPANI
25 M.RAJESWARI
26 G.ELLAMMAL
27 A.FAZLULLAH SHAREEF
28 M.PERUMAL
29 K.MAGBOOL BEGUM
30 B.N. SUBRAMANI



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31 ELLAMMAL ...APPELLANTS IN W.A NO.381 OF 2018/
PETITIONERS IN W.P.NO.14337 OF 2015

1 S.PALANISAMY

2 S.KALIAPPAN

3 V.MARIAPPAN

4 P.PONNAMMAL

5 M.KRISHNA SAMY

6 P.PALANICHAMY

7 P.THAYAMMAL

8 A.PERUMAL

9 P.SUBRAMANIAN

10 S.POPPAN ...APPELLANTS IN WA NO.382 OF 2018/PETITIONERS
IN W.P.NOS.14337 OF 2018

1 L.NARAYANASAMY

2 M.RANGANATHAN

3 S.PARVATHAM

4 G.SUNDARARAJAN

5 K.SUBRAMANIAN

6 G.SRINIVASAN

7 A.SUNDARAPANDIAN

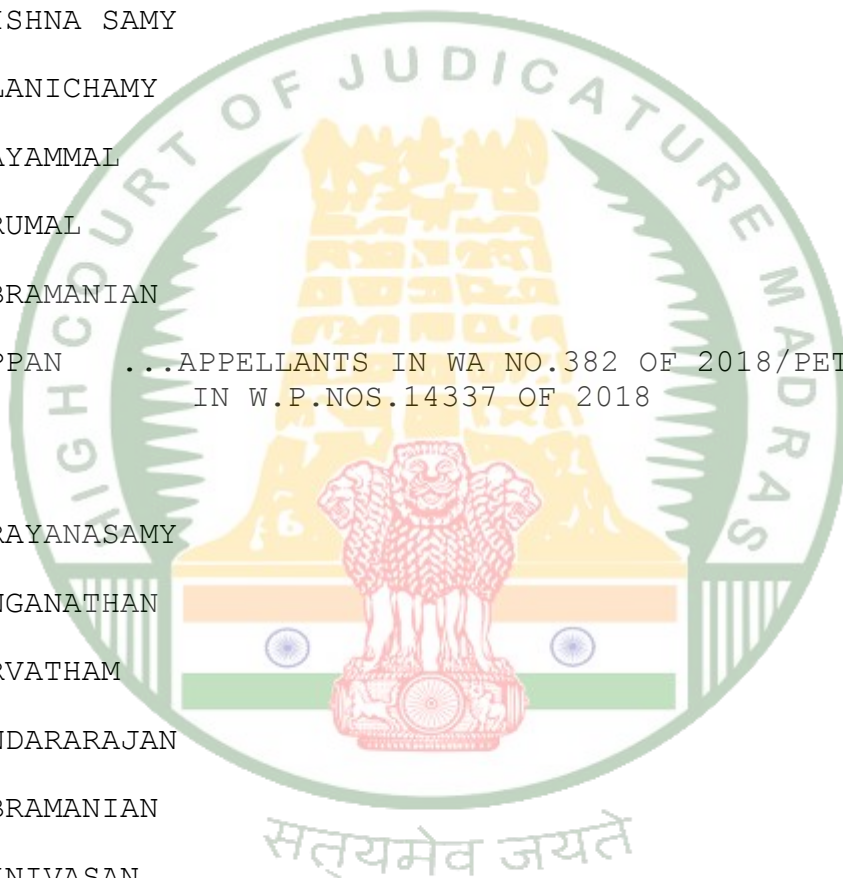
8 M.THANGAVEL

9 N.PUSHPARAJAMANI

10 K.APPACHI

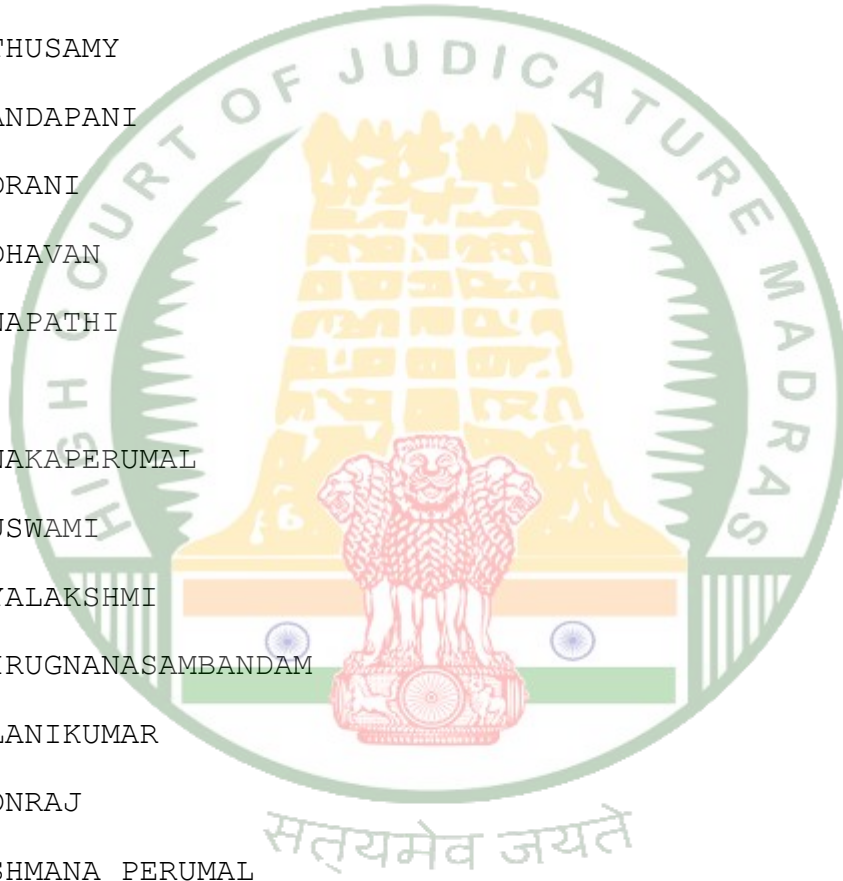
11 N.RAJAMMAL

12 A.SAKTHIVEL



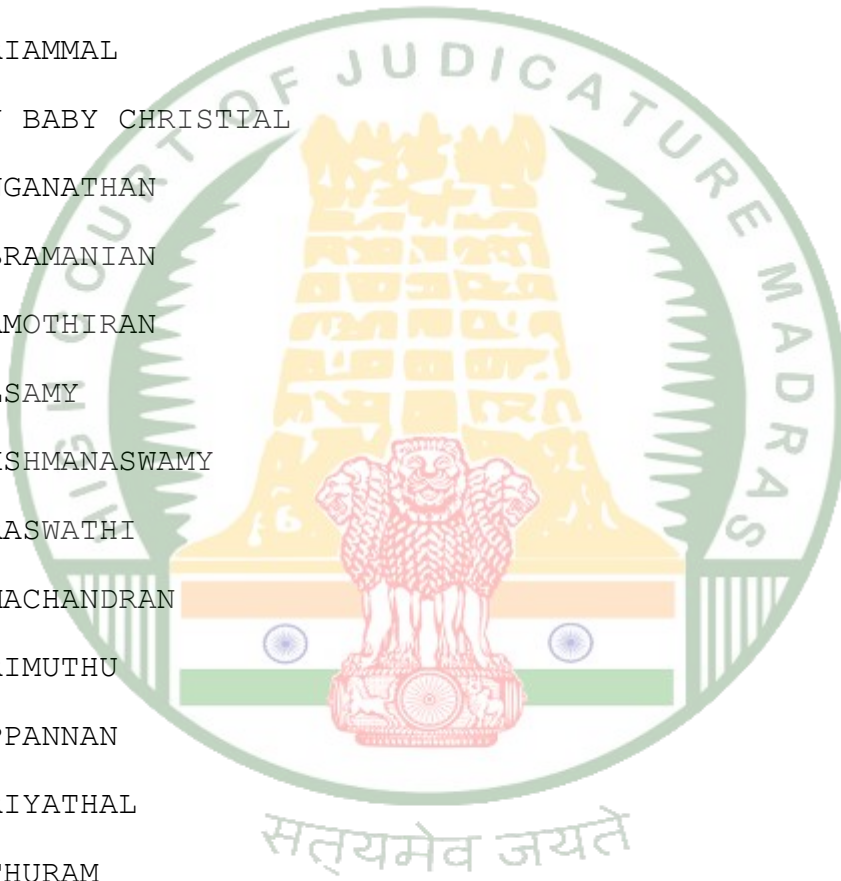
WEB COPY

13 S.SARVESWARAN
14 R.NARAYANASAMY
15 V.KUPPUSWAMY
16 M.KARUPANNAN
17 V.DEVARAJAN
18 P.KRISHNASAMY
19 K.MUTHUSAMY
20 L.THANDAPANI
21 V.INDRANI
22 S.MADHAVAN
23 K.GANAPATHI
24 A.KANAKAPERUMAL
25 L.ARUSWAMI
26 M.JEYALAKSHMI
27 M.THIRUGNANASAMBANDAM
28 K.PALANIKUMAR
29 B. PONRAJ
30 A.LASHMANA PERUMAL
31 R.PALANISAMY
32 N.GUNASEKARAN
33 P.RATHINASAMY
34 S.RAMARAJ
35 L.SUSILA
36 P.DURAIRAJU



WEB COPY

37 P.MANOCHARAN
38 V.SUBRAMANIAN
39 K.MARUTHAMUTHU
40 K.THENDAPANI
41 T.SHANMUGAM
42 P.RAJENDRAN
43 P.MARIAMMAL
44 J.JOY BABY CHRISTIAL
45 G.RANGANATHAN
46 P.SUBRAMANIAN
47 K.DHAMOTHIRAN
48 P.MYLSAMY
49 R.LAKSHMANASWAMY
50 M.SARASWATHI
51 E.RAMACHANDRAN
52 K.MARIMUTHU
53 M.KUPPANNAN
54 R.MARIYATHAL
55 T.MATHURAM
56 M.K.RAJESWARI
57 P.KAMALAM
58 S.KANDASAMI
59 G.KRISHNASAMI
60 N.MYLSAMY
61 G.PADMAVATHI



WEB COPY

62 N. RAJAGOPALAN
63 T. SHANMUGASUNDARAM
64 R. MARIAPPAN
65 S. KANNAPPAN
66 K. THANGAVELU
67 S. GANTHIMATHI
68 K. PRUSHOTHAMAN
69 K. NACHIMUTHU
70 P. RAJALAKSHMI
71 S. AMMAKANNU
72 A. THANGAVEL
73 K. MYLSAMY
74 B. GANAPATHY
75 P. BALASUNDARAM
76 T. SHANMUGAM
77 A. MICHAEL ANGEL MARY
78 A. VELUSAMI
79 P. THURKAIAMMAL
80 M. SARASWATHI
81 P. KRISHNASAMY
82 P. JEGANATHAN

...APPELLANTS IN W.A NO.383 OF
2018/PETITIONERS IN W.P NO.14340 OF 2015

Versus

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

2 THE DIRECTOR OF ELEMENTARY EDUCATION OFFICER
COLLEGE ROAD NUNGAMBAKKAM CHENNAI-600 006.

3 THE DISTRICT ELEMENTARY EDUCATIONAL OFFICER
KRISHNAGIRI KRISHNAGIRI DISTRICT.

4 THE ASSISTANT ELEMENTARY EDUCATIONAL OFFICER
THALLY KRISHNAGIRI DISTRICT.

5 THE ASSISTANT ELEMENTARY EDUCATIONAL OFFICER
BARGUR
KRISHNAGIRI DISTRICT.

...RESPONDENTS IN W.A.375 OF 2018
AND W.P.NO.30411 OF 2014

1 THE STATE OF TAMILNADU
REP BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI 9

2 THE DIRECTOR OF ELEMENTARY
EDUCATIONAL OFFICER COLLEGE ROAD
NUNGAMBAKKAM CHENNAI 6

3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER TIRUVANNAMALAI
TIRUVANNAMALAI DISTRICT

4 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VEMBAKKAM
TIRUVANNAMALAI DISTRICT

5 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THELLAR
TIRUVANNAMALAI DISTRICT

6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VANDAVASI
TIRUVANNAMALAI DISTRICT

7 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ANAKAVUR
TIRUVANNAMALAI DISTRICT

8 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER CHEYYAR TIRUVANNAMALAI
DISTRICT

... RESPONDENT in WA No.376 of 2018
WP IN 30231 of 2014

- 1 THE STATE OF TAMILNADU
REP. BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-600 009.
 - 2 THE DIRECTOR OF ELEMENTARY
EDUCATION COLLEGE ROAD NUNGAMBAKKAM
CHENNAI-600 006.
 - 3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER THIRUPPUR THIRUPPUR
DISTRICT.
 - 4 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER OOTY NILAGIRI DISTRICT.
 - 5 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER COIMBATORE COIMBATORE
DISTRICT.
 - 6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THIRUPPUR NORTH
THIRUPPUR DISTRICT.
 - 7 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THIRUPPUR (SOUTH)
THIRUPPUR DISTRICT.
 - 8 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER KUDIMANGALAM THIRUPPUR
DISTRICT.
 - 9 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER KUNNUR NILGIRIS
DISTRICT.
 - 10 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THONDAMUTHUR
COIMBATORE DISTRICT.
- ... RESPONDENTS in WA No.377 of 2018
WP No.30245 of 2014

- 1 THE STATE OF TAMIL NADU
REP. BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-9.

2 THE DIRECTOR OF ELEMENTARY
EDUCATIONAL OFFICER COLLEGE ROAD
NUNGAMBAKKAM CHENNAI-6.

3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER CUDDALORE CUDDALORE
DISTRICT.

4 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER VILLUPURAM VILLUPURAM
DISTRICT.

5 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ANNAGRAMAM CUDDALORE
DISTRICT.

6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VIKRAVANDI CUDDALORE
DISTRICT.

... RESPONDENTS in WA No.378 of 2018
WP No.30450 of 2014

1 THE STATE OF TAMIL NADU
REP. BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-9.

2 THE DIRECTOR OF ELEMENTARY
EDUCATIONAL OFFICER COLLEGE ROAD
NUNGAMBAKKAM CHENNAI-6.

3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER VELLORE VELLORE
DISTRICT.

4 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER WALAJA WEST VELLORE
DISTRICT.

5 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER WALAJA EAST VELLORE
DISTRICT.

WEB COPY

6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ARCOT VELLORE DISTRICT.

7 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THIMIRI VELLORE
DISTRICT.

... RESPONDENTS in WA No.379 of 2018
WP No.30456 of 14

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

2 THE DIRECTOR OF ELEMENTARY
EDUCATION COLLEGE ROAD NUNGAMBAKKAM
CHENNAI 600 006

3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER COIMBATORE COIMBATORE
DISTRICT

4 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER DINDIGUL DINDIGUL
DISTRICT

5 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER THENI THENI DISTRICT

6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER POLLACHI NORTH
COIMBATORE DISTRICT

7 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THOPPAMPATTI DINDIGUL
DISTRICT

8 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER PERIYAKULAM THENI
DISTRICT

... RESPONDENTS in WA No.380 of
2018/RESPONDENTS IN
WP No.13568 Of 2015

1 THE STATE OF TAMIL NADU
REP BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI 9

- 2 THE DIRECTOR OF ELEMENTARY
EDUCATION COLLEGE ROAD NUNGAMBAKKAM
CHENNAI 6
- 3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER VELLORE VELLORE
DISTRICT
- 4 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER ERODE ERODE DISTRICT
- 5 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER TIRUVANNAMALAI
TIRUVANNAMALAI DISTRICT
- 6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER WALAJA WEST VELLORE
DISTRICT
- 7 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER WALAJA EAST VELLORE
DISTRICT
- 8 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VELLORE TOWN VELLORE
DISTRICT
- 9 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER JOLARPET VELLORE
DISTRICT
- 10 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER TIRUPATTUR VELLORE
DISTRICT
- 11 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ANAICUT VELLORE
DISTRICT
- 12 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER GUDIYATHAM VELLORE
DISTRICT
- 13 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER AALANGAYAM VELLORE
DISTRICT

14 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER NATTRAMPALLI VELLORE
DISTRICT

15 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER CHEYYAR TIRUVANNAMALAI
DISTRICT

... RESPONDENTS in WA No.381 of
2018/RESPONDENTS
WP No.14437 of 2015

1 THE STATE OF TAMILNADU REP.
BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI-9

2 THE DIRECTOR OF ELEMENTARY
EDUCATION COLLEGE ROAD NUNGAMBAKKAM
CHENNAI-6

3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER DINDIGUL DINDIGUL
DISTRICT

4 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VEDASANTHUR DINDIGUL
DISTRICT

5 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER GUZILIAMPARAI DINDIGUL
DISTRICT

6 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER DINDIGUL URBAN RANGE
DINDIGUL DISTRICT

... RESPONDENTS in WA No.382 of
2018/RESPONDENTS
WP No.14339 of 2015

1 THE STATE OF TAMIL NADU
REP BY THE SECRETARY TO GOVERNMENT SCHOOL
EDUCATION DEPARTMENT FORT ST. GEORGE
CHENNAI 9

2 THE DIRECTOR OF ELEMENTARY
EDUCATION COLLEGE ROAD NUNGAMBAKKAM
CHENNAI 6

- 3 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER TIRUPPUR TIRUPPUR
DISTRICT
- 4 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER UDUMALAIPET TIRUPPUR
DISTRICT
- 5 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER MADATHUKULAM TIRUPPUR
DISTRICT

... RESPONDENTS in WA No.383 of
2018/RESPONDENTS
WP No.14340 of 2015

Prayer: Writ Appeal filed filed under Clause 15 of the Letters
Patent against the order dated 15.12.2016 passed in
W.P.Nos.30411 of 2014,
30231/14,30245/14,30450/14,30456/14,13568/15,14337/15,14339/15
and W.P No.14340/15 on the file of this court and

WP No.30411 of 2014:Writ of Mandamus directing the respondents
to extend the benefit of the G.O.Ms.No. 234 School Education
(G2) Department dt 10.9.2009 in so far as the petitioner is
concerned and accordingly to award Selection / Special Grade
Scale of Pay in the post of Elementary School Headmaster by
taking count of their lower cadre Secondary Grade Assistant
service as was given to 63 persons is concerned.

WP No.30231 of 2014:Writ of Mandamus directing the respondents
to extend the benefit of the G.O.Ms. No.234 School Education
(G2) Department dated 10.9.2009 in so far as the petitioners are
concerned and accordingly to award Selection Grade/ Special
Grade Scale of Pay in the Post of Elementary School Headmaster
by taking count of their lower cadre Secondary Grade Assistant
service as was given to 63 persons is concerned.

WP No.30245 of 2014: Writ of Mandamus directing the respondents
to extend the benefit of the G.O.Ms.No.234 School Education (G2)
Department dated 10.09.2009 in so far as the petitioners are
concerned and accordingly to award Selection / Special Grade
scale of pay in the post of Elementary School Headmaster by
taking count of their lower cadre Secondary Grade Assistant
service as given to 63 persons are concerned.

WP No.30450 of 2014:Writ of Mandamus directing the respondents
to extend the benefit of the G.O.Ms.No.234 School Education (G2)

Department dated 10.09.2009 in so far as the petitioners are concerned and accordingly to award Selection / Special Grade scales of pay in the post of Elementary School Headmaster by taking count of their lower cadre Secondary Grade Assistant service as given to 63 teachers are concerned.

WP No.30456 of 2014:Writ of Mandamus directing the respondents to extend the benefit of the G.O.Ms.No.234 School Education (G2) Department dated 10.09.2009 in so far as the petitioners are concerned and accordingly to award Selection / Special Grade scales of pay in the post of Elementary School Headmaster by taking count of their lower cadre Secondary Grade Assistant service as given to 63 teachers are concerned.

WP No.13568 of 2015:Writ of Certiorarified Mandamus directing calling for the entire records pertaining to the orders passed by the 1st respondent herein vide his proceedings letter No.12885/Nee.va.2(2)/2014 dated 18.11.2014 and quash them as illegal, arbitrary, unreasonable being violative of rules and principles of natural justice and thereby direct the respondents to extend the benefit of the G.O.Ms.No. 234, School Education (G2) Department, dated 10.09.2009 and accordingly to award selection / special grade scale of pay in the post of elementary school headmaster by taking into account of the entire lower cadre secondary grade teacher service as was given to 63 person is concerned.

WP No.14337 of 2015:Writ of Certiorarified Mandamus calling for the entire records pertaining to the orders passed by the 1st respondent herein vide his proceedings Letter No.8665/Nee.Va.2 (2)/2014 dated 22.12.2014 and quash them as illegal, arbitrary, unreasonable being violative of rules and principles of Natural Justice, and thereby direct the respondents to extend the benefit of G.O.Ms.No.234 School Education (G2) Department dt 10.9.2009 and accordingly to award Selection / Special Grade scale of pay in the post of Elementary School Headmaster by taking into account of the entire lower cadre Secondary Grade Teacher service as was given to 63 persons is concerned.

WP No.14339 of 2015: Writ of Certiorarified Mandamus Calling for the entire records pertaining to the orders passed by the 1st respondent herein vide his proceedings Letter No.8660/ Nee.Va.2 (2)/2014 dated 26.11.2014 and quash them as illegal, arbitrary, unreasonable being violative of rules and principles of Natural Justice, and thereby direct the respondents to extend the benefit of G.O. Ms.No.234 School Education (G2) Department dated 10.9.2009 and accordingly to award Selection/ Special Grade Scale of Pay in the post of Elementary School Headmaster by

taking into account of the entire Lower Cadre Secondary Grade Teacher Service as was given to 63 persons is concerned.

WP No.14340 of 2015: Writ of Certiorarified Mandamus calling for the entire records pertaining to the orders passed by the 1st respondent herein vide his proceedings Letter No.14361/Nee.Va.2 (2)/2014 dated 5.12.2014 and quash them as illegal, arbitrary, unreasonable being violative of rules and principles of Natural Justice, and thereby direct the respondents to extend the benefit of G.O.Ms.No.234 School Education (G2) Department dt 10.9.2009 and accordingly to award Selection / Special Grade scale of pay in the post of Elementary School Headmaster by taking into account of the entire lower cadre Secondary Grade Teacher service as was given to 63 persons is concerned.

For appellants : Mr.A.R.Suresh for Thirupathi

For respondents : Mr.K.Karthikeyan, Government Advocate

COMMON JUDGMENT

(Judgment of the court was made by RMT.TEEKAA RAMAN, J.)

Challenging the correctness of the order passed by the learned Single Judge dismissing the writ petitions seeking the relief to extend the benefits conferred under G.O.Ms.No.234 School Education (G2) Department dated 10.9.2009.

2. The learned Single Judge, after going through the rival submissions of the parties and also relying upon the Division Bench judgment dated 9.12.2015 rendered in W.A. (MD) Nos.312 to 318 of 2011, etc. batch, has held that the appellants are not entitled to the benefit.

3. Learned counsel appearing for the appellants would contend that there is another Division Bench judgment in their favour and therefore, the learned Single Judge ought to have referred the matter to a Larger Bench.

4. We have also heard the learned Government Advocate appearing for the respondents and perused the order of the learned Single Judge in the light of the judgment of the Supreme Court in STATE OF UP v. ARVIND KUMAR SRIVASTAVA ((2015) 1 SCC 347), wherein it has been held as under:-

"Those persons who did not challenge the wrongful action in their cases and acquiesced into the same and woke up after long delay only because of the reason that their counterparts who had approached the

court earlier in time succeeded in their efforts, then such employees cannot claim that the benefit of the judgment rendered in the case of similarly situated persons be extended to them. They would be treated as fence-sitters and laches and delays, and/or the acquiescence, would be a valid ground to dismiss their claim."

5. In the instant case, some people, who felt aggrieved by the G.O., have filed the Original Application in the year 1993 before the Tamil Nadu Administrative Tribunal and the same was allowed. Thereafter, it appears that these petitioners approached this court after lapse of 25 years and hence, the ratio laid down by this court for extending similar benefits to the similarly placed persons is hit by laches and the view taken by the Division Bench in W.A.No.312 to 318 of 2011. The order passed by the learned Single Judge does not warrant any modification as it does not suffer from any illegality or infirmity. In that view of the matter, all the above writ appeals are dismissed. No costs. The connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

ssk.

To:

- 1 THE STATE OF TAMILNADU
REP. BY THE SECRETARY TO GOVERNMENT
SCHOOL EDUCATION DEPARTMENT
FORT ST. GEORGE CHENNAI-600 009.
- 2 THE DIRECTOR OF ELEMENTARY EDUCATION OFFICER
COLLEGE ROAD NUNGAMBAKKAM CHENNAI-600 006.
- 3 THE DISTRICT ELEMENTARY EDUCATIONAL OFFICER
KRISHNAGIRI KRISHNAGIRI DISTRICT.
- 4 THE ASSISTANT ELEMENTARY EDUCATIONAL OFFICER
THALLY KRISHNAGIRI DISTRICT.

- 5 THE ASSISTANT ELEMENTARY EDUCATIONAL OFFICER
BARGUR KRISHNAGIRI DISTRICT.
- 6 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER TIRUVANNAMALAI
TIRUVANNAMALAI DISTRICT
- 7 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VEMBAKKAM
TIRUVANNAMALAI DISTRICT
- 8 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THELLAR TIRUVANNAMALAI
DISTRICT
- 9 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VANDAVASI
TIRUVANNAMALAI DISTRICT
- 10 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ANAKAVUR
TIRUVANNAMALAI DISTRICT
- 11 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER CHEYYAR TIRUVANNAMALAI
DISTRICT
- 12 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER THIRUPPUR THIRUPPUR
DISTRICT.
- 13 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER OOTY NILAGIRI DISTRICT.
- 14 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER COIMBATORE COIMBATORE
DISTRICT.
- 15 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THIRUPPUR NORTH
THIRUPPUR DISTRICT.
- 16 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THIRUPPUR (SOUTH)
THIRUPPUR DISTRICT.

- 17 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER KUDIMANGALAM THIRUPPUR
DISTRICT.
- 18 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER KUNNUR NILGIRIS
DISTRICT.
- 19 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THONDAMUTHUR
COIMBATORE DISTRICT.
- 20 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER CUDDALORE CUDDALORE
DISTRICT.
- 21 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER VILLUPURAM VILLUPURAM
DISTRICT.
- 22 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ANNAGRAMAM CUDDALORE
DISTRICT.
- 23 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VIKRAVANDI CUDDALORE
DISTRICT.
- 24 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER VELLORE VELLORE
DISTRICT.
- 25 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER WALAJA WEST VELLORE
DISTRICT.
- 26 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER WALAJA EAST VELLORE
DISTRICT.
- 27 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ARCOT VELLORE DISTRICT.
- 28 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THIMIRI VELLORE
DISTRICT.

- 29 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER COIMBATORE COIMBATORE
DISTRICT
- 30 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER DINDIGUL DINDIGUL
DISTRICT
- 31 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER THENI THENI DISTRICT
- 32 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER POLLACHI NORTH
COIMBATORE DISTRICT
- 33 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER THOPPAMPATTI DINDIGUL
DISTRICT
- 34 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER PERIYAKULAM THENI
DISTRICT
- 35 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER ERODE ERODE DISTRICT
- 36 THE DISTRICT ELEMENTARY
EDUCATIONAL OFFICER TIRUVANNAMALAI
TIRUVANNAMALAI DISTRICT
- 37 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VELLORE TOWN VELLORE
DISTRICT
- 38 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER JOLARPET VELLORE
DISTRICT
- 39 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER TIRUPATTUR VELLORE
DISTRICT
- 40 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER ANAICUT VELLORE
DISTRICT
- 41 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER GUDIYATHAM VELLORE
DISTRICT

- 42 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER AALANGAYAM VELLORE
DISTRICT
- 43 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER NATTRAMPALLI VELLORE
DISTRICT
- 44 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER VEDASANTHUR DINDIGUL
DISTRICT
- 45 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER GUZILIAMPARAI DINDIGUL
DISTRICT
- 46 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER DINDIGUAL URBAN RANGE
DINDIGUAL DISTRICT
- 47 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER UDUMALAIPET TIRUPPUR
DISTRICT
- 48 THE ASSISTANT ELEMENTARY
EDUCATIONAL OFFICER MADATHUKULAM TIRUPPUR
DISTRICT

+1cc to the Government Pleader Sr.19666

+9cc to M/S.V.Thirupathi, Advocate Sr.Nos.19350 to 19358

W.A.Nos.375 to 383 of 2018

sj[col]

srg 27/06/2018

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