

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.02.2018

CORAM

THE HONOURABLE MR.JUSTICE T.RAJA

W.P.No.2942 of 2018

V.Gnanamoorthy

.. Petitioner

-VS-

1. The Joint Registrar of Coop.Societies
Villupuram Region, Villupuram
Villupuram District
2. The Deputy Registrar of Coop.Societies
Villupuram Circle, Villupuram
Villupuram District
3. The President
CL.SPL.119, Thiruchitrambalam Primary
Agricultural Coop.Credit Society
Thiruchitrambalam, Vanur Taluk
Villupuram District

.. Respondents

Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus, directing the respondents to disburse 34 months salary to the petitioner for the suspension period from 11.02.2009 to 25.01.2012.

For Petitioner :: Mr.C.Prakasam

For Respondents :: Mr.L.P.Shanmughasundaram
Special Government Pleader

ORDER

This writ petition has been filed with a huge delay of more than five years claiming the so called subsistence allowance, which is said to have been not paid for the suspended period from 11.2.2009 to 25.1.2012.

2. Learned counsel for the petitioner submitted that the petitioner reached the age of superannuation long time back viz., on 30.6.2014 and he was also relieved from service on reaching the age of superannuation.

3. When the petitioner was permitted to retire from service on attaining the age of superannuation with effect from 30.6.2014, it is not known how the petitioner can keep quiet from 25.1.2012 in not asking or demanding or claiming the subsistence allowance, if

not paid from 11.2.2009 to 25.1.2012. When he has failed to claim his subsistence allowance during 2013, 2014, 2015, 2016 or 2017, he cannot come to this Court with a belated prayer. Therefore, this Court in view of long lapse of time, is not inclined to entertain the writ petition. Accordingly, the writ petition is dismissed. No costs.

Sd/-
ASST. REGISTRAR

/TRUE COPY/

SUB ASST. REGISTRAR

ss

To

1. The Joint Registrar of Coop.Societies
Villupuram Region, Villupuram
Villupuram District
2. The Deputy Registrar of Coop.Societies
Villupuram Circle, Villupuram
Villupuram District
3. The President
CL.SPL.119, Thiruchitrabalam Primary
Agricultural Coop.Credit Society
Thiruchitrabalam, Vanur Taluk
Villupuram District

+1 cc to the Government Pleader, High Court, Chennai SR.NO. 11024

+1 cc to M/s.C.Prakasam, Advocate SR.NO. 10810

+1 cc to M/s.L.P.Shanmugasundaram, Advocate SR.NO. 10687

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W.P.No.2942 of 2018

VS 26/02/18