

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 24.07.2018

CORAM

THE HONOURABLE MR.JUSTICE SATRUGHANA PUJAHARI
W.P.No.18738 of 2018

G.Rufus David

...Petitioner

Versus

1. The Secretary to Government,
Department of School Education,
Fort St.George,
Chennai-600 009

2. The Chief Educational Officer,
Niligiri District,
Additional Collector's Office Complex,
Finger Post,
Udagamandalam,
The Nilgiris - 643 101

.. Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of mandamus writ of mandamus directing the second respondent to pass appropriate orders on the petitioner's representation dated 01.04.2013 in the light of directions issued vide G.O.Ms.No.367, Education, Science and Technology Department dated 30.03.1984.

For Petitioner : Mr.R.Sivakumar

For Respondents: Mrs.P.Kavitha,
Government Advocate

ORDER

The petitioner who is working as BT Assistant has filed this writ petition challenging the inaction of the respondent No.2 in not disposing of his representation dated 01.04.2013 to revise his salary in terms of G.O.Ms.No.367, Education, Science and Technology Department dated 30.03.1984.

2. Mrs.P.Kavitha, learned Government Advocate who accepts notice for the respondents also submits that the second respondent shall have no objection for disposal of such representation in accordance with law.

3. In view of the nature of relief sought for by the petitioner, no useful purpose is going to be served by keeping the writ petition pending by asking counter affidavit from the respondents.

4. In such premises, after hearing the counsel for the petitioner as well as for the respondents this Court disposes of this writ petition with the direction to the second respondent to dispose of the representation of the petitioner dated 01.04.2013 to revise his salary in the light of the directions given in G.O.Ms.No.367, Education, Science and Technology Department dated 30.03.1984 but in accordance with law, if there is no other legal impediment on the same, within a period of six weeks from the date of receipt of a copy of this Order. But this order of this Court shall not be treated as a mandate of this Court on the merit of the representation in any manner.

5. With the aforesaid order, the writ petition is disposed of. However, in the circumstances there shall be no order as to costs.

Sd/-

Assistant Registrar(CS-IV)

//True Copy//

Sub Assistant Registrar

lok

To

1. The Secretary to Government,
Department of School Education,
Fort St.George,
Chennai-600 009
2. The Chief Educational Officer,
Niligiri District,
Additional Collector's Office Complex,
Finger Post,
Udagamandalam,
The Nilgiris - 643 101

+1C.C. TO MR.R.SIVAKUMAR ADVOCATE SR.NO. 49541

+1C.C. TO THE GOVERNMENT PLEADER SR.NO.49949

W.P.No.18738 of 2018

EV(CO)

ASK(13/08/2018)