

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.11.2018

CORAM

THE HON'BLE DR.JUSTICE S.VIMALA

W.P.No.31406 of 2018

K.Umaiyorubagam

....

Petitioner

Vs

1.The Principal Secretary to Government
Finance (CA) Department, Fort St.George
Chennai 600 009.

2.The Director of Co-operative Audit
No.5, Kamarajar Salai,
Chennai-600 005.

....

Respondents

For Petitioner : Mr.R.S.Anandan

For Respondent : Mr.K.Rajendra Prasad
Additional Government Pleader

Prayer : Writ Petition filed under Article 226 of the Constitution of India seeking a writ of Mandamus directing the first respondent to revise and refix the petitioner's seniority and pay scale and confer the selection grade scale of pay, further promotion to the post of Cooperative Audit Officer and consequently revise and refix the petitioner's pensionary benefits confer the benefits within a prescribed period by considering the representation dated 12.2.2018.

O R D E R

The petitioner joined as Junior Inspector of Cooperative Societies through Employment Exchange on 13.06.1984, under Rule 10(a) (i) of General Rules. He was regularised on 20.12.2015 with retrospective effect from 16.10.1989. He reached the age of superannuation and permitted to retire from service with retrospective effect from 30.06.2008 as per the order dated 06.11.2009 . The petitioner submitted a representation on 12.02.2018 to revise and refix the petitioner's seniority and pay scale and confer the selection grade scale of pay, further

promotion to the post of Cooperative Audit Officer. As the same has not been considered, the petitioner has filed the present writ petition.

2. Mr.K.Rajendra Prasad, learned Government Advocate takes notice for the respondents. Heard the learned counsel appearing on either side and perused the materials available on record.

3. In view of the limited relief sought for, this Court is of the view that it is not necessary to dwell into the merits of the issue, but it would suffice to direct the respondents to consider the representation and pass orders on merits and in accordance with law, within a limited time frame.

4. In the above circumstances, this writ petition is disposed of directing the respondents to consider the representation dated 12.02.2018 and pass orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS-VI)

//True Copy//

Sub Assistant Registrar

kst

To

1.The Principal Secretary to Government
Finance (CA) Department, Fort St.George
Chennai 600 009.

2.The Director of Co-operative Audit
No.5, Kamarajar Salai, Chennai-600 005.

+1cc to Mr.R.S.Anandan, Advocate, S.R.No.82130
+1cc to the Government Pleader, S.R.No. 82961

W.P.No.31406 of 2018

SSV(CO)
GN(02/01/2019)