



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 27.04.2018

CORAM :

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P(MD)No.9960 of 2018

V.Meenakshi

... Petitioner

Vs.

1.The State of Tamilnadu,
Rep. by its Secretary,
School Education Department,
Fort St.George, Chennai - 09

2.The Joint Director (Vocational) of
School Education, College Road,
Chennai - 06.

3.The District Educational Officer,
Madurai District, Thallakulam,
Madurai - 2.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus directing the respondents to take the 50% of the part time service rendered by the petitioner ie from 12.10.1978 to 4.10.1996 along with the regular service for the pension benefits i.e for the period of 27 years and 25 days based on the judgment dated 09.04.2014 passed in W.P.No.16771 of 2013.

For Petitioner : Mr.R.Saravanan
For Respondents : Mrs.S.Srimathy
Special Government Pleader

O R D E R

Heard Mr.R.Saravanan, learned counsel for the petitioner and Mrs.S.Srimathy, learned Special Government Pleader for the respondents.

2. The petitioner seeks for a direction to the respondents to take 50% of the part time service rendered by the petitioner ie from 12.10.1978 to 4.10.1996 along with the regular service for computing pensionary benefits.

3. The learned counsel for the petitioner submits that an identical issue was considered by the Division Bench of this Court



in the appeal filed by the State Government in W.A.No.392 of 2017 etc. batch dated 21.04.2017, where the appeals filed by the Government were dismissed and 50% of the part time service was directed to be taken into account for computing total length of service for the purpose of computing pension.

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4. The learned Special Government Pleader also agrees that the issue involved in the writ petition is squarely covered by the Judgment of the Division Bench of this Court.

5. In the light of the above, the writ petition is allowed as prayed for and the respondents are directed to take into 50% of part time service rendered by the petitioner for the purpose of computing the total length of service and consequential entitlement of pensionary benefits. Appropriate orders in this regard be passed within a period of three months from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar(C.O.)

/True Copy/

Sub Assistant Registrar

To

1.The Secretary,School Education Department,
Fort St.George, Chennai - 09.

2.The Joint Director (Vocational) of School Education,
College Road,Chennai - 06.

3.The District Educational Officer,
Madurai District, Thallakulam, Madurai - 2.

+1CC to Mr.R.Saravanan, Advocate, SR.No. 64395

+1CC to the Special Government Pleader SR.No.65012

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CM

AM/SKN RSK/SAR 4/21.05.2018/2P/6C