



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

W.P. (MD)No.17501 of 2018

and

W.M.P. (MD)No.15383 of 2018

R.Amudharanjani

... Petitioner

Vs.

1. The State of Tamil Nadu,
represented by its Secretary,
Department of School Education,
Fort St.George, Chennai- 600 006.

2. The Director of School Education,
College Road, Chennai-600 006.

3. The Chief Educational Officer,
Madurai, Madurai District.

4. The Headmaster,
Government Girls Higher Secondary School,
Solavandhan-635 214
Madurai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents herein to sanction forthwith the third incentive increment to the petitioner for acquiring additional higher qualification viz., M.Phil., Degree.

For Petitioner : Mr.P.Muthuvel

For Respondents : Mr.D.Muruganantham

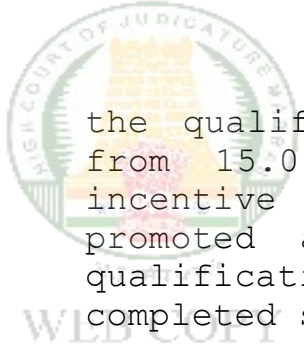
Additional Government Pleader

ORDER

The prayer sought for herein is for a Writ of Mandamus, directing the respondents herein to sanction forthwith the third incentive increment to the petitioner, for acquiring additional higher qualification viz., M.Phil., Degree.

2.Heard, Mr.P.Muthuvel, learned counsel for the petitioner and Mr.D.Muruganantham, learned learned Additional Government Pleader, appearing for the respondents.

3.The learned counsel for the petitioner would submit that the petitioner joined on 19.07.2002 as Teacher Trainer. She acquired



the qualification of M.Sc., M.Ed., and for such qualification, from 15.09.2005, the petitioner had been given two advance incentive increments. Thereafter, from 25.09.2006, she has been promoted as PG Assistant. While so, she acquired another qualification, namely, M.Phil in April, 2011. Thereafter, she completed service and retired from service on 31.05.2016.

4.Eventhough, the petitioner acquired the higher qualification of M.Phil, in 2011 and she made representation on 08.06.2015, seeking for the third set of incentive increment for such qualification, the same was not considered and no increment was given. Even after retirement, the petitioner has given representation on 13.02.2017 and 20.06.2018, however, none of the representations yield any result. Therefore, the petitioner is before this Court with the aforesaid prayer.

5.I have heard the learned Additional Government Pleader appearing for the respondents, who would submit that, the said requests made by the petitioner dated 08.06.2015, 13.02.2017 and 20.06.2018, would be considered and if the petitioner is eligible to the third set of incentive increment for acquiring the M.Phil., degree, necessary orders would be passed to that effect within a time frame stipulated by this Court.

6.Considering the submissions of both sides and taking into account the factual matrix of this case, this Court is inclined to pass the following order:

"The respondents are directed to consider the representations of the petitioner dated 08.06.2015, 13.02.2017 and 20.06.2018 and pass orders thereon on merits and in accordance with law, with regard to the grievances of the petitioner, to get incentive increments for acquiring of higher qualification, namely, M.Phil., from the date of such acquiring and pass orders thereon within a period of six weeks from the date of receipt of a copy of this order."

7.With this direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar(CS-II)

/True Copy/

Sub Assistant Registrar(CS-I)



To

1. The Secretary,
State of Tamil Nadu,
Department of School Education,
Fort St.George, Chennai- 600 006.
2. The Director of School Education,
College Road, Chennai-600 006.
3. The Chief Educational Officer,
Madurai, Madurai District.
4. The Headmaster,
Government Girls Higher Secondary School,
Solavandhan-635 214
Madurai District.

+1cc to Spl.Government Pleader Sr.No.77272

PNN

VB/KAK/SAR1/31.08.2018/3P/6C

W.P. (MD) No.17501 of 2018
and
W.M.P. (MD) No.15383 of 2018
03.08.2018