

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****Dated : 31.01.2018****CORAM :****THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN****W.P(MD)Nos.16521 to 16523 of 2017****and****WMP(MD)Nos.13152 to 13156 of 2017****and****WMP(MD)Nos.14727, 14730 & 14731 of 2017**

R.Pandi ... Petitioner in WP(MD)No.16521 of 2017
C.Easwaran ... Petitioner in WP(MD)No.16522 of 2017
P.Kamuthurai ... Petitioner in WP(MD)No.16523 of 2017

Vs.

1. The Principal Secretary to Government,
Finance (Pay Cell) Department,
Government of Tamil Nadu,
Fort St.George, Chennai - 600 009.
2. The Director of Town Panchayat,
Kuralagam, Chennai - 600 108.
3. The Director of Municipal Administration,
Ezhilagam Annexe,
Chepauk, Chennai - 600 005.
4. The Director of Local Fund Audit,
Integrated Finance Department Building,
4th Floor, Behind Veterinary Hospital,
Nandanam, Chennai - 600 035.
5. The Executive Officer,
Selection Grade Town Panchayat,
Veerapandi Post, Theni District.

... Respondents
in all cases

Common Prayer : Writ Petitions are filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus to call for the records relating to the impugned order of the fifth respondent in Na.Ka.No.168/2013 dated 07.08.2017 quash the same and consequently direct the respondents herein to refund the recovery made from the salary of the petitioner from July 2017 together with interest thereon.



For Petitioner
in all cases

: Mr.C.Christopher

For Respondents
in both cases

: Mrs.S.Srimathy,
Special Govt.Pleader
for R1 to R4

Mr.D.Muruganandham for R5
Addl.Govt.Pleader

COMMON ORDER

The petitioners are working as Turn Cock in the office of the fifth respondent. The impugned orders dated 07.08.2017 were passed by the fifth respondent for recovering the certain sums from the writ petitioners' pay.

2.It is seen from a reading of the impugned orders that such orders of recovery were passed without notice to the writ petitioners. Therefore, on the ground of the violation of principle of natural justice, the orders impugned in these writ petitions are quashed. The fifth respondent is directed to pass fresh orders in accordance with law, after giving an opportunity of personal hearing to the writ petitioners.

3.These writ petitions are allowed as indicated above. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(Crl side)

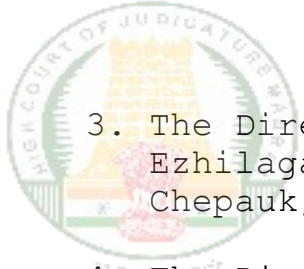
/True Copy/

Sub Assistant Registrar

To

1. The Principal Secretary to Government,
Finance (Pay Cell) Department,
Government of Tamil Nadu,
Fort St.George, Chennai - 600 009.

2. The Director of Town Panchayat,
Kuralagam, Chennai - 600 108.



3. The Director of Municipal Administration,
Ezhilagam Annexe,
Chepauk, Chennai - 600 005.

4. The Director of Local Fund Audit,
Integrated Finance Department Building,
4th Floor, Behind Veterinary Hospital,
Nandanam, Chennai - 600 035.

5. The Executive Officer,
Selection Grade Town Panchayat,
Veerapandi Post, Theni District.

+ 1 cc TO Mr.K.Appadurai , Advocate in SR No. 45370
+ 1 cc TO The Special Government Pleader in SR No. 45982

Skm

AE/JC/SAR2/13.03.2018/3P/8C

**W.P(MD) Nos.16521 to
16523 of 2017
31.01.2018**