



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.3.2018

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THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P(MD) No.11845 of 2013
and
M.P(MD)No.1 of 2015

A.Kottaiappan

... Petitioner/Petitioner

-vs-

1.The Principal Accountant General(A&E) .,
Office of the Accountant General(A&E) ,
No.361, Anna Salai,
Chennai - 600 018.

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

3.The District Elementary School Educational Officer,
Government Higher Secondary School Compound,
Allinagaram, Theni, Theni District.

4.The Additional Assistant Elementary Educational Officer,
Chinnamanur,
Theni District.

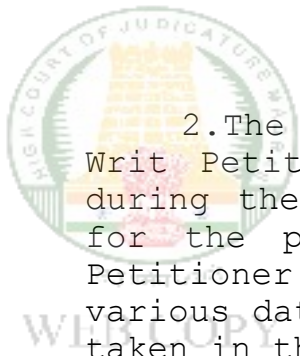
... Respondents/Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents to include the service period rendered by the Petitioner from 3.1.1955 to 3.4.1960 for calculating the pension benefits and to grant with all other service benefits.

For Petitioner : M/s.S.A.Ajmal Khan
For Respondent-1 : Mr.P.Gunasekaran
For Respondents : Mr.M.Muthu,
2 to 4 Addl.Govt.Pleader

O R D E R

The grievance of the Writ Petitioner is that the service period rendered by him from 3.1.1955 to 3.4.1960 is not taken into consideration for the purpose of reckoning the qualifying service for fixation of pension.



2.The learned counsel for the Writ Petitioner states that the Writ Petitioner is 88 years old and the service rendered by him during the relevant point of time is not taken into consideration for the purpose of fixation of pension. In this regard, the Petitioner has submitted a representation to the respondents on various dates and finally on 17.12.2012. However, no action has been taken in this regard.

3.Thus, without going into the merits of the matter, the third respondent is directed to consider the representation submitted by the Petitioner on 17.12.2012 and pass orders on merits and in accordance with law within a period of 12 weeks from the date of receipt of a copy of this order. The Writ Petitioner is directed to enclose a copy of the representation and the relevant documents, if any, along with a copy of this order to the third respondent, for further action.

4.Accordingly, the Writ Petition stands disposed of. However, there shall be no order as to costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(T&P)

/True copy/

Sub Assistant Registrar

To

1.The Principal Accountant General(A&E).,
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No.361, Anna Salai,
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Theni District.

+1CC TO M/S.P.GUNASEKARAN, ADVOCATE, SR NO.55510

+1CC TO M/S.SPECIAL GOVERNMENT PLEADER, SR NO.56251

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15.03.2018