



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 16.08.2018

CORAM:

THE HONOURABLE Mr.JUSTICE S.VAIDYANATHAN

W.P.(MD)No.6660 of 2011

P.Sankaralingam

... Petitioner

Vs.

- 1.The Government of Tamil Nadu,
Rep by the Principal Secretary,
Department of School Education,
Fort St.George, Chennai-9.
- 2.The Director of School Education,
DPI Compound, College Road,
Chennai-6.
- 3.The District Education Officer,
Tuticorin District,
Tuticorin.
- 4.The Secretary,
S.A.V. Higher Secondary School,
Tuticorin.

... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order in O.Mu.No.9280/A1/2010 dated 17.03.2011 on the file of the respondent No.3 and quash the same as illegal and consequently, direct the respondents to sanction the incentive increment to the petitioner with consequential benefits including arrears.

For Petitioner: Mr.T.Aswin Rajasimman
for Mr.T.Lajapathi Roy
For R1 to R3 : Mrs.S.Srimathi
Special Government Pleader
For R4 : No appearance

O R D E R

When the matter is taken up for hearing today, the learned counsel appearing for the petitioner submitted that this Court had passed several orders in respect of the grant of third incentive increment and also granted the relief to person, who approached



this Court for the said relief.

2.It is also not in dispute that in one such matter, the authority has preferred an appeal in W.A.(MD).No.39 of 2018 and the writ appeal is stated to be pending.

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3.In view of the above, this Court is of the view that instead of keeping this matter pending, a direction shall be issued to the respondents to the effect that, in case, the relief sought for by the Appellants in the writ appeal is not granted then, the benefits, which were earlier extended to similarly placed persons, shall be extended to the petitioner herein, within a period of four weeks from the date of disposal of the writ appeal in W.A. (MD).No.39 of 2018.

4.With the above observation, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (CS-I)

// True Copy //

Sub Assistant Registrar(CS-III)

To

1.The Principal Secretary to Government,
Department of School Education,
The Government of Tamil Nadu,
Fort St.George, Chennai-9.

2.The Director of School Education,
DPI Compound, College Road,
Chennai-6.

3.The District Education Officer,
Tuticorin District,
Tuticorin.

+ 1 CC TO SPECIAL GOVERNMENT PLEADER, IN SR NO.79103

NS

BU/SKN/SAR-III :12.10.2018 : 2P/5C

W.P. (MD) No.6660 of 2011
16.08.2018