



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.02.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE **S.M.SUBRAMANIAM**

W.P(MD)No.7426 of 2011

I.Sreedharan

... Petitioner

Vs.

The Secretary,
Sivanthi Adhithanar College Committee,
Sivanthi Adhithanar College,
Pillayarapuram - 629 501,
Kanyakumari District.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus, directing the respondent to pay the petitioner his salary arrears for the month of November 2010 and 9 days in December 2010 and also to restore the petitioner in his original seniority position in the Department of Computer Science in the Respondent College.

For Petitioner : Mr.I.Irulappan

For Respondents : No appearance

ORDER

The relief sought for in this writ petition is for a direction to direct the respondent to pay the petitioner his salary arrears for the month of November 2010 and 9 days in December 2010 and also to restore the petitioner in his original seniority position in the Department of Computer Science in the Respondent College.

2. The learned Counsel for the writ petitioner states that without any valid reason, the salary due to the writ petitioner was not paid for the month of November 2010 and 9 days in December 2010. Further seniority in the original post on the date of the appointment is also denied to the writ petitioner.

3. In the absence of any valid reason, the salary due to the writ petitioner cannot be deferred and it is surprise that the salary due to the writ petitioner for the month of November 2010

and December 2010 had not been paid so far.

4. Under these circumstances, the respondent is directed to consider the representation submitted by the writ petitioner on 18.06.2011 and pass orders on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order. The writ petitioner is permitted to submit a fresh representation and a copy of the representation dated 18.06.2011 and documents, if any, along with a copy of the order passed in this writ petition, to the respondent. Accordingly, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar(W)

/True Copy/

Sub Assistant Registrar

To

The Secretary,
Sivanthi Adhithanar College Committee,
Sivanthi Adhithanar College,
Pillayarapuram - 629 501,
Kanyakumari District.

+ 1 cc TO Mr.I.Irullappan , Advocate in SR No. 45731

dsk

AE/SKN RSK/SAR3/27.02.2018/2P/3C

ORDER MADE IN
W.P(MD)No.7426 of 2011
01.02.2018