

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.10.2019

CORAM:

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.18037 of 2019
and W.M.P.No.17435 of 2019

- 1.Ponnusamy
- 2.Jothivel
- 3.Murugesan
- 4.Kaliyamoorthi
- 5.Thangarasu
- 6.Nagarajan
- 7.Subramaniyan
- 8.Malarkodi
- 9.Arumugam
- 10.Akilandam
- 11.Mathiyazhagan
- 12.Govinthan
- 13.Kanagasabai
- 14.Selvaraj
- 15.Dharman
- 16.Anthonysamy
- 17.Saravanan

...Petitioners

vs.

- 1.The Government of Tamil Nadu
rep. by its Secretary Revenue Department,
Fort St.George, Chennai - 600 009.
- 2.The District Collector,
Ariyalur District.
- 3.The Tahsildar,
Taluk Office, Jayankondam,
Ariyalur District.

...Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, seeking for the issuance of a Writ of Mandamus, directing the respondents to grant the arrears and pending benefits of the petitioners based on 1 to 16th petitioners representations dated 29.05.2019 and 17th petitioner representation dated 04.03.2019 respectively given to the 2nd respondent herein.

For Petitioners : Mr.R.Sivaraman

For Respondents : Mr.R.S.Selvam
Government Advocate

ORDER

The Writ Petition has been filed by the petitioner seeking direction to direct the respondents to grant the arrears and pending benefits of the petitioners based on 1 to 16th petitioners representations dated 29.05.2019 and 17th petitioner representation dated 04.03.2019 respectively given to the second respondent herein.

2.The case of the petitioners is that the petitioners are retired village Assistants for non-payment of arrears of salary and other monetary benefits, the petitioners made representations to the respondents. Till date, the representations were not considered. Hence, the petitioners filed a Writ Petition before this Court.

3.The learned Government Advocate appearing for the respondents filed a counter affidavit in which they have clearly stated that the pension and arrears of benefits have been disbursed to the petitioners as detailed below:

S.No	Village Assistant Name	Village	Disbursement details
1	M.Ponnusamy	Venmankondan (W)	Increment and arrears have been given as per VI Pay Commission G.O.No.234 Finance Department dated 01.06.2009 and Pension given vide Office of the Accountants General (A&E). Order No.P26/1/REV/12605 301/1071
2	A.Jothivel	Sripuranthan (N)	Increment and arrears have been given as per VII Pay Commission G.O.No.303 Finance Department dated 11.10.2017

S.No	Village Assistant Name	Village	Disbursement details
3	M.Murugesan	Idankanni	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
4	S.Kaliyamoorthy	Thenkatchiperu mal natham	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
5	V.Thangaraju	Maruthur	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
6	S.Nagarajan	Vazhaikurichi	Increment and arrears have been given as per VII Pay Commission G.O.No.303 Finance Department dated 11.10.2017
7	S.M.Subramanian	Karaikurichi	Increment and arrears have been given as per VII Pay Commission G.O.No.303 Finance Department dated 11.10.2017
8	Malarkodi, W/o. Late. Elayaperumal	Kodukkur	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009

S.No	Village Assistant Name	Village	Disbursement details
9	M.Arumugam	Sriparanthan	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
10	P.Akilandam, W/o. Late. M.Pachanathan	Karaikurichi	Old Salary as per Vth Pay Commissioner
11	T.Mathiyazhagan	Irugaiyur	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
12	M.Govindan	Suthamalli	Old Salary as per Vth Pay Commission
13	M.Kanagasabai	Idaiyakurichi	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
14	R.Selvarasu	Variyankavil	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
15	S.Dharman	Kuvagam	Old Salary as per Vth Pay Commission
16	P.Anthonysamy	Vardharajanpettai	Increment and arrears have been given as per VI Pay Commissioner G.O.No.234 Finance Department dated 01.06.2009
17	A.Saravanan	Angarayanallur (W)	Stayed away from duty

4.Except 17th petitioner, all other petitioners were paid benefits. The 17th petitioner was not paid benefits on the ground that the stayed away from duty was passed against the petitioner. Hence, nothing survives for adjudication in this petition.

5.Accordingly, the Writ Petition stands dismissed with liberty to the 17th petitioner to work the remedy in the manner known to law. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(CS-VIII)

//True Copy//

Sub Assistant Registrar

pam

To

1.The Secretary to Government,
Revenue Department,
Government of Tamil Nadu,
Fort St.George, Chennai - 600 009.

2.The District Collector,
Ariyalur District.

3.The Tahsildar,
Taluk Office, Jayankondam,
Ariyalur District.

+1cc to Mr.R.Sivaraman, Advocate SR.85023
+1cc to the Government Pleader SR.85110

PA(CO)
CB(19/11/2019)

सत्यमेव जयते W.P.No.18037 of 2019

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