

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.10.2019

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.29691 of 2019

S.Ramachandran

... Petitioner

Vs.

1.State of Tamil Nadu,
Rep. by Principal Secretary to Government,
Home(Police) Department,
Fort St.George, Chennai 600 009

2.The Director General of Police,
O/o. of Director General of Police,
Mylapore, Chennai 600 004

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to pass orders granting pay protection to the petitioner by allowing the differential amount as personal pay along with the pay scale applicable to the post of Sub-Inspector of Police with consequential allowances and other service benefits in rectification of pay anomaly, by considering the representation submitted by the petitioner dated 06.07.2018 and 08.09.2018.

For Petitioner : Mr.G.Sankaran

For Respondents : Mr.A.N.Thambidurai,
Special Government Pleader

O R D E R

By consent, this writ petition is taken up for final disposal.

2.The case of the petitioner is that the petitioner was initially appointed as Grade-II Police Constable in Tamil Nadu Police Service on 31.10.1997. Subsequently he was promoted as Grade-I Constable in the year 2007 and thereafter the petitioner participated in selection for direct recruitment to the post of Sub-Inspector of Police for the year 1997-98 conducted by Tamil Nadu Uniformed Service Recruitment Board. Accordingly he was selected and appointed as Sub-Inspector of Police in the year 2018 and the said selection to the post of Sub-Inspector of Police for 1997-98 was delayed due to filing of writ petitions and thereafter appointment for the selection of the year 1997-98

was made only in the year 2018. in the meanwhile, the petitioner had worked as B.T.Assistant (Maths) in Elementary Education Department from 09.02.2009 till he was relieved from the service on 01.06.2018. Accordingly he had rendered more nine years of service as B.T.Assistant in Elementary Education Department. After being appointed as Sub-Inspector of Police, he made representations dated 06.07.2018 and 08.09.2018 to consider the period of service rendered in Education Department for the benefit of pay and other service benefits in Police Department, but till date the same have been not considered. Hence, the petitioner has filed the present petition.

3.Heard both sides.

4.The learned counsel for the petitioner submitted that it would suffice, if a direction is issued to the respondents to consider the representations of the petitioner dated 06.07.2018 and 08.09.2018 and pass orders, within a stipulated time fixed by this Court.

5.Though the petitioner has sought for a larger relief, this Court without going into the merits of the case, directs the respondents to consider the petitioner's representations dated 06.07.2018 and 08.09.2018 and pass orders on merits and in accordance with law within a period of twelve weeks from the date of receipt of copy of this order.

6.With the above direction, this writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

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To

1.The Principal Secretary to Government,
State of Tamil Nadu, सत्यमेव जयते
Home(Police) Department,
Fort St.George, Chennai 600 009

2.The Director General of Police,
O/o. of Director General of Police,
Mylapore, Chennai 600 004

+lcc to Mr.G.Sankaran, Advocate, S.R.No. 87064

+lcc to the Government Pleader, S.R.No. 87374

W.P.No.29691 of 2019

PPA(CO)
GN(19/11/2019)