



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : **25.04.2019**

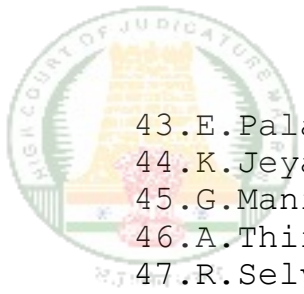
CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE **R.MAHADEVAN**

WP (MD) No.8888 of 2019

1. G.Kennadi
2. C.Muruganandam
3. M.Srinivasan
4. P.Ilangovan
5. K.Sachithanandam
6. B.Anbu
7. S.Natarajan
8. S.Murugesan
9. M.Kalidoss
10. S.Dhamodharan
11. M.Lakshmanan
12. A.Mathiyazhagan
13. M.Vijayan
14. G.Mani
15. K.Elumalai S/o.P.Kanthan
16. D.Kandeepan
17. B.Baskaran
18. K.Rajendran
19. K.Chokkalingam
20. D.Murthy
21. D.Chandran
22. K.Elumalai S/o.C.Krishnan
23. M.Ravi S/o.Muthan
24. M.Ravi S/o.Munusamy
25. K.Ravi
26. A.Ravi
27. C.Moorthy
28. N.Rajendran
29. K.Seenu
30. L.Srinivasan
31. J.Jeevarathinam
32. R.Panneer
33. M.Elumalai
34. V.Markandan
35. A.M.Sundaran
36. R.V.Manokar
37. K.Kumar
38. M.Jeganathan
39. D.Gothandan
40. K.Krishnan
41. M.Saravanan
42. A.Karthikeyan



43.E.Palani
44.K.Jeyaraman
45.G.Mani
46.A.Thirunavukarasu
47.R.Selvam
48.P.Vadivelu
49.L.Selvam
50.D.Kumaresan
51.R.Sampath
52.B.Sarangan
53.V.Mani
54.P.Sankar
55.A.Subramani
56.K.Devarajan
57.P.Murali
58.K.Arumugam
59.P.Asokan
60.P.Pulendiran
61.L.Neelamegam
62.K.Kothandan
63.C.Srinivasan
64.R.Balaraman
65.V.Balasubramanian
66.M.Selvaraj
67.A.Ganesan
68.N.Karunanithi
69.G.K.Kumar
70.S.Kumaravel
71.V.Panjatcharam
72.D.Shanmugam
73.S.Murugan
74.U.Gopal
75.G.Jeyaraman
76.V.K.Srinivasan
77.V.Manikandan
78.S.Selvaraj
79.R.Pandurangan
80.R.Mohandoss Thangamani
81.R.Ramesh
82.T.Dhamodharan

Vs.

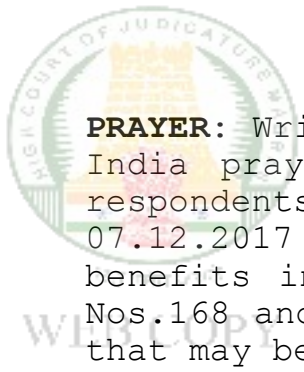
... Petitioners

1.The State of Tamil Nadu,
Represented by the Secretary to Government,
Public works Department,
Secretariat, Fort St George,
Chennai - 600 009.

2.The Engineer in Chief (General),
Public Works Department,
Chennai - 600 005.

<https://hcservices.ecourts.gov.in/hcservices/>

... Respondents



PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to consider the petitioners' representation dated 07.12.2017 and reminder dated 21.02.2019 and to extend the service benefits in the light of the judgment dated 08.08.2014 made in WA Nos.168 and 169 of 2014 to the petitioners within a stipulated time that may be fixed by this Court.

For Petitioners	: Mr.M.Saravanakumar
For Respondents	: Mr.V.Anand
	Government Advocate

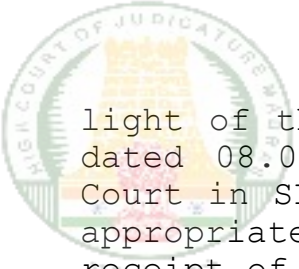
ORDER

It is stated in the affidavit filed in support of this writ petition that the petitioners, after being initially engaged as casual labourers, on the basis of the policy of the Government, were brought into regular establishment in the time scale of pay and are presently discharging either as Work Inspector or Irrigation Assistant respectively, in the Public Works Department and their services were regularised by a common order issued in G.O.Ms.No.334, Public Works Department dated 19.10.2007. It is further stated that though regularisation of their services was made retrospectively from the date of completion of 10 years of casual labour services, the consequential service flow arising out of the said retrospective regularisation was omitted to be granted. The petitioners state that by judgment dated 08.08.2014 in W.A.Nos.168 and 169 of 2012, a Division Bench of this Court directed to notionally fix the pay of the appellants therein, who are similarly placed persons like that of the petitioners herein, with effect from the date of completion of 10 years of service as NMRs, with monetary benefits from the date of Government order in G.O.Ms.No.334, Public Works(C2) Department dated 19.10.2007 as it has been extended to others in G.O.Ms.No.124, Public Works Department, dated 15.05.2008 and that the SLP preferred by the Government in SLP(C)Nos.9122 & 9123 of 2016 against the judgment of the Division Bench of this Court was dismissed by the Hon'ble Supreme Court on 29.06.2016, thereby confirming the order passed by the Division Bench. It is also stated that the benefits of the judgment of the Division Bench of this Court have been extended to 243 persons who were before this Court by issuing G.O.Ms.No.235, Public Works (C2) Department, dated 30.11.2017.

2.With the above background, the petitioners have come up with this writ petition seeking the similar relief.

3.Heard the learned Counsel on either side.

4.It is seen that the petitioners have made representations dated 07.12.2017 and 21.02.2019 to the respondents with regard to the prayer made in this writ petition. Considering the facts and circumstances of the case, the respondents are directed to consider the representation dated 07.12.2017 made by the petitioners in the



light of the decision of this Court in W.A.Nos.168 and 169 of 2012 dated 08.08.2014 which has been confirmed by the Hon'ble Supreme Court in SLP(C)Nos.9122 and 9123 of 2016 dated 29.06.2016, and pass appropriate orders, within a period of six weeks from the date of receipt of a copy of this order.

5.The writ petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar

// True Copy //

Sub Assistant Registrar(CS)

To

1. The Secretary to Government,
State of Tamil Nadu,
Public works Department,
Secretariat, Fort St George,
Chennai - 600 009.

2. The Engineer in Chief (General),
Public Works Department,
Chepauk, Chennai - 600 005.

+2 CC to M/s.M.SARAVANA KUMAR, Advocate SR-62402.

+1 CC to SPL GP SR-63360.

ORDER MADE IN
WP (MD) No.8888 of 2019
25.04.2019

CS: (07/06/2019) 4P 6C