

THE HONOURABLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.P.No.44989 of 2017

ORDER

This writ petition is being disposed of, at the stage of admission, with the consent of both the learned counsel.

2. This writ petition is filed seeking to declare the action of the 2nd respondent in not considering the representations dated 06.01.2017 and 16.10.2017 of the petitioner for grant of Special Grade Increments under Automatic Advancement Scheme on completion of 6/12/18 years of service as per G.O.Ms.No.38 Finance (HRM.IV) Department dated 15.04.2015, as illegal and arbitrary.

3. Heard Sri J.M.Naidu, learned counsel for the petitioner and learned Government Pleader for Social Welfare for the respondents.

4. The case of the petitioner is that he is working as TGT-Mathematics Teacher on contract basis in the 3rd respondent residential school for the past 20 years and he has to retire from service in the month of June, 2019 and that he is entitled for grant of special grade increments on completion of 6,12 and 18 years of service as per G.O.Ms.No.38 dated 15.04.2015, which is applicable to the 2nd respondent Society as per G.O.Ms.No.21 dated 13.10.2015. The grievance of the petitioner is that though he is entitled for grant of the said increments under Automatic Advancement Scheme benefit, the respondents are not granting the same and that though he made representations on 06.01.2017 and 16.10.2017 to the 2nd respondent, no action has been taken thereon.

5. Learned counsel for the petitioner contended that the respondents have neither granted special grade increments nor considered the representations of the petitioner. He requested this Court to direct the 2nd respondent to consider the representations of the petitioner.

6. Learned Government Pleader submits that the representations of the petitioner would be considered and appropriate orders would be passed in accordance with law by the 2nd respondent.

7. This Court, having considered the rival submissions made by the parties, is of the considered view that the writ petition can be disposed of, directing the 2nd respondent to consider the representations dated 06.01.2017 and 16.10.2017 of the petitioner and pass appropriate orders in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

8. With the above direction, the Writ Petition is disposed of. No order as to costs. Miscellaneous petitions, if any, pending in this writ petition shall stand closed.

ABHINAND KUMAR SHAVILI, J

7th June, 2019

sj