

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:29.07.2020

CORAM :

THE HON'BLE MR.AMRESHWAR PRATAP SAHI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.A.No.572 of 2020

1. The Secretary to Government,
Home (Police V) Department,
Fort St. George, Chennai - 600 009.
2. The Commissioner of Police,
Greater Chennai Police,
Vepery, Chennai.
3. The Joint Commissioner of Police,
East Zone, Egmore,
Chennai - 600 008.
4. The Deputy Inspector General of Police,
Technical Services,
Police Telecommunication Branch,
Chennai - 600 004. ..Petitioners/ Appellants

Vs

V.Ashok Kumar ..Respondent/Respondent

Prayer: Writ Appeal filed under Clause 15 of the Letters Patent against the order dated 06.9.2019 passed in W.P.No.22962 of 2019.

W.P.No.22962 of 2019:

Writ Petition filed under Article 226 of the Constitution of India Directing the Respondents to forthwith draw and settle the retirement benefits of the Petitioner namely Gratuity Surrender of Leave Special Provident Fund Provident Fund Arrears Computation of Pension besides regularise the Period of Suspension from 24.12.2008 to 19.12.2013 as duty for all Purposes within a reasonable time as deem fit by this Honble Court Notwithstanding and without reference to the Pending Criminal Appeal in CRL A 125/2014.

For Appellants : Mr.V.Jayaprakash Narayanan
State Government Pleader

For Respondent : Mr.R.Abdur Rahman

JUDGMENT

(Delivered by The Hon'ble Chief Justice)

The appeal questions the correctness of the impugned judgment dated 6.9.2019, whereby the learned Single Judge has proceeded to extend the General Provident Fund, Earned Leave encashment and Special Provident Fund to the respondent/petitioner and the eligible retirement benefits within a period of four weeks.

2. Learned Government Pleader has very fairly pointed out a latest judgment of a Division Bench of this Court The Chief Secretary to Government, Public (Special - A) Department, Fort St. George, Chennai 600 009 v. M.Uthiraswamy, reported in MANU/TN/8171/2019 and has urged that the judgment of the learned Single Judge is supported by the reasonings given by the Division Bench in the aforesaid judgment.

3. We do not find any reason to disagree with the same and therefore, the impugned judgment is upheld, subject to the law laid down by the Division Bench in the case of the M.Uthiraswamy (supra).

The writ appeal is, accordingly, consigned to records. No costs. Consequently, C.M.P.No.8131 of 2020 is closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

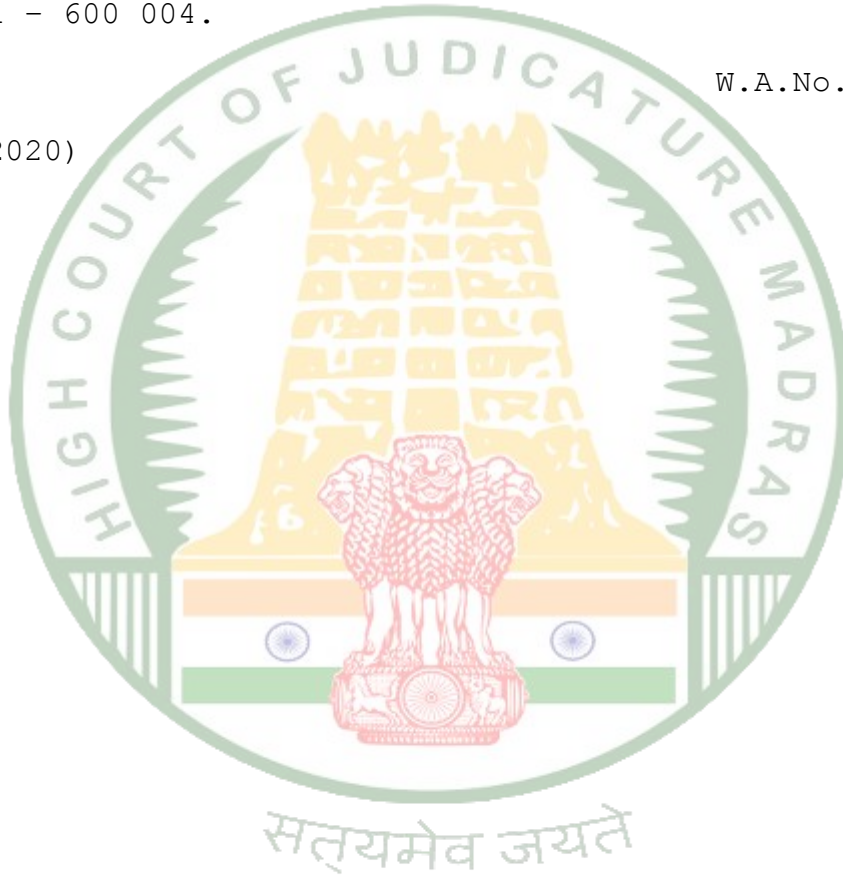
To

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PVS (CO)
SP(30/09/2020)



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