

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.10.2020

CORAM :

The Hon'ble Mr.A.P.SAHI, THE CHIEF JUSTICE

AND

The Hon'ble Mr.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.A.Nos.2835/2018, 23, 26, 40, 808, 928, 1074, 1076, 1342, 182, 767, 769, 1347, 1349, 1350, 1788, 1789, 1791, 1793, 1795, 1799, 1802, 2097 and 2098 of 2019
and

CMP Nos.23556, 23558 of 2018, 6064, 12175, 12177, 12179, 12182, 12204, 12205, 12211, 12212, 14245, 14251, 242, 250, 349, 1787, 6054, 6377, 6383, 6976, 7883, 7886, 9198, 9233, 9248, 9250, 12160, 12163, 12164, 12165, 12172 and 12173 of 2019, 12159, 12162, 12170, 12174, 12178 and 12209 of 2019

- 1 THE GOVERNMENT OF TAMIL NADU
REP. BY PRINCIPAL SECRETARY TO GOVERNMENT
DEPARTMENT OF SCHOOL EDUCATION FORT.ST.
GEORGE CHENNAI - 600009.
- 2 THE DIRECTOR OF PUBLIC LIBRARIES,
OFFICE OF THE DIRECTOR OF THE PUBLIC
LIBRARIES NO.731 ANNA SALAI
CHENNAI 600 002.
- 3 THE DISTRICT LIBRARY OFFICER,
SALEM DISTRICT, SALEM.
- 4 THE DISTRICT LIBRARY OFFICER,
DINDIGUL DISTRICT, DINDIGUL.
- 5 THE DISTRICT LIBRARY OFFICER,
KARUR DISTRICT, KARUR
- 6 THE DISTRICT LIBRARY OFFICER,
KRISHNAGIRI DISTRICT, KRISHNAGIRI.
- 7 THE DISTRICT LIBRARY OFFICER,
DHARMAPURI DISTRICT, DHARMAPURI.
- 8 THE DISTRICT LIBRARY OFFICER,
THIRUVALLUR DISTRICT, THIRUVALLUR.

9 THE DISTRICT LIBRARY OFFICER,
PERMABALUR DISTRICT, PERAMBALUR.

10 THE DISTRICT LIBRARY OFFICER,
KANCHIPURAM DISTRICT, SENGARPATTU,
KANCHIPURAM 603002.

...APPELLANTS/RESPONDENTS IN WA NO.2835 OF 2018

1 THE STATE OF TAMIL NADU
REP BY ITS SECRETARY TO GOVERNMENT SCHOOL,
EDUCATION DEPARTMENT, FORT ST.GEORGE,
CHENNAI - 600009.

2 THE DIRECTOR OF PUBLIC LIBRARIES,
DIRECTORATE OF PUBLIC LIBRARIES,
ANNA SALAI, CHENNAI - 600002.

3 THE DISTRICT LIBRARY OFFICER,
OFFICE OF THE DISTRICT LIBRARY OFFICER,
CUDDALORE DISTRICT.

...APPELLANTS/RESPONDENTS 1 TO 3 IN W.A
NOS.23 OF 2019, 26/2019 AND 40/2019

1 THE STATE OF TAMIL NADU
REP BY THE PRINCIPAL SECRETARY TO GOVERNMENT
SCHOOL EDUCATION DEPARTMENT,
FORT ST. GEORGE,
CHENNAI - 600009.

2 THE DIRECTOR OF PUBLIC LIBRARIES,
ANNA SALAI, CHENNAI.

3 THE DISTRICT LIBRARY OFFICER,
NO.12A WICKLIEMAR STREET, SORKALPATTU,
CUDDALORE - 1.

...APPELLANTS/RESPONDENTS IN WA No.808 OF 2019

1 THE STATE OF TAMIL NADU
REP BY THE PRINCIPAL SECRETARY TO GOVERNMENT
SCHOOL EDUCATION DEPARTMENT, FORT ST.GEORGE,
CHENNAI 600 009.

2 THE DIRECTOR OF PUBLIC LIBRARIES,
737 ANNA SALAI, CHENNAI 600 002.

3 THE DISTRICT LIBRARY OFFICER,
VEERAPATHIRACHETTY STREET,
ERODE. ...APPELLANTS/RESPONDENTS IN W.A 928 OF 2016

1 THE STATE OF TAMIL NADU
REP BY SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT,
FORT ST.GEORGE CH-9.

2 THE DIRECTOR OF PUBLIC LIBRARIES,
ANNA SALAI, CHENNAI.

3 THE DISTRICT LIBRARY OFFICER,
COLLECTORATE COMPOUND,
VILLUPURAM. ...APPELLANTS/RESPONDENTS IN W.A 1074
OF 2019 AND WA 1076 OF 2019
AND 767 OF 2019

1 THE STATE OF TAMIL NADU
REP.BY THE PRINCIPAL SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT, FORT ST.GEORGE,
CHENNAI-600 009.

2 THE DIRECTOR OF PUBLIC LIBRARIES,
ANNA SALAI, CHENNAI.

3 THE DISTRICT LIBRARY OFFICER,
TIRUNELVELI. ...APPELLANTS/RESPONDENTS IN W.A
NO.1342/2019, 1347,1349,1350,
1788,1789,1791, 1793,1795,1799
AND 1802 OF 2019

1 THE STATE OF TAMIL NADU
REP.BY PRINCIPAL SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT, FORT ST.GEORGE,
CHENNAI-600009.

2 THE DIRECTOR OF PUBLIC LIBRARIES,
ANNA SALAI, CHENNAI-600002.

3 THE DISTRICT LIBRARY OFFICER,
DISTRICT LIBRARY OFFICE,
GOVERNMENT HOSPITAL ROAD,
OOTY-643001.

...APPELLANTS/RESPONDENTS IN W.A 182 OF 2019

- 1 THE GOVERNMENT OF TAMIL NADU
REP. BY PRINCIPAL SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT, FORT ST. GEORGE,
CHENNAI-600 009.
- 2 THE DIRECTOR OF PUBLIC LIBRARY,
DIRECTORATE OF PUBLIC LIBRARY,
NO.731, ANNA SALAI, CHENNAI-600 002.
- 3 THE DISTRICT LIBRARY OFFICER,
OFFICE OF THE DISTRICT LIBRARY OFFICE,
NO.5 WEAVERS COLONY, DHARMAPURI-1.
...APPELLANTS/RESPONDENTS IN W.A 769 OF 2019

- 1 THE GOVERNMENT OF TAMIL NADU,
REP. BY PRINCIPAL SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT
FORT ST. GEORGE, CHENNAI-600009.
- 2 THE DIRECTOR OF PUBLIC LIBRARY,
DIRECTORATE OF PUBLIC LIBRARY,
NO.731 ANNA SALAI, CHENNAI-600002.
- 3 THE DISTRICT LIBRARY OFFICER,
OFFICE OF THE DISTRICT LIBRARY OFFICE,
NO.5 WEAVERS COLONY, DHARMAPURI-1.
...APPELLANTS/RESPONDENTS IN W.A
NO.2097 OF 2019 AND W.A 2098 OF 2019

VS

- 1 S. NEELAMEGAN
LIBRARIAN GRADE-III BRANCH LIBRARY,
GANGAVALLI POST, SALEM-636105.
- 2 S.KRISHNAN
LIBRARIAN GRADE-III BRANCH LIBRARY
ATTURPOST, SALEM-636 102.
- 3 S.PARTHIBAN
LIBRARIAN GRADE-III BRANCH LIBRARY,
THEVUR POST, SALEM-636 104.
- 4 S.ANGAMUTHU
LIBRARIAN GRADE-III BRANCH LIBRARY
EDAPPADIPOST SALEM-637101.

- 5 M.A. MURUGAN
LIBRARIAN GRADE-III BRANCH LIBRARY
KUTTAPATTI POST, SALEM-636453.
- 6 N.PARASURAMAN
LIBRARIAN GRADE-III BRANCH LIBRARY
MECHERIPOST, SALEM-636453.
- 7 A.ANNAMALAI
LIBRARIAN GRADE-III BRANCH LIBRARY
THALAIVASAL POST, SALEM-636 112.
- 8 V.SHAFFILA LIBRARIAN GRADE-
III BRANCH LIBRARY VEMBADITHALAM POST,
SALEM-637504.
- 9 S.SULTHANBASHA
LIBRARIAN GRADE-III BRANCH LIBRARY
ELAMPILLAI POST, SALEM-637502.
- 10 R. RADHAI LIBRARIAN GRADE-I
II BRANCH LIBRARY MALLUR POST, SALEM-636203.
- 11 M.SAIYLENDRAKUMAR
LIBRARIAN GRADE-III BRANCH LIBRARY
VILANKADUPAKKAM POST, THIRUVALLUR-600056.
- 12 S. KATHIRVEL
LIBRARIAN GRADE-III BRANCH LIBRARY
VAZHAPADI POST, SALEM- 636115.
- 13 K. MURUGEN
LIBRARIAN GRADE-III BRANCH LIBRARY,
ATTUR POST, SALEM-636 102.
- 14 S.SARAVANAN
LIBRARIAN GRADE-III BRANCH LIBRARY
PETHANAICKENPALAYAM POST, SALEM- 636109.
- 15 D. THAGARAJAN
LIBRARIAN GRADE-III DISTRICT CENTRAL
LIBRARY, SALEM- 636007.
- 16 T.VIMALA LIBRARIAN GRADE-III
DISTRICT CENTRAL LIBRARY, SALEM- 636007.
- 17 P.SRINIVASAN
LIBRARIAN GRADE-III BRANCH LIBRARY
ATTURPOST, SALEM-636 102.

- 18 L.BHUVANESHWARI
LIBRARIAN GRADE-III BRANCH LIBRARY
VALASAKOUNDANOOR PULIYAMPATTIPOST
KRISHNAGIRI-635206.
- 19 M.RENUGASAKTHIVEL
LIBRARIAN GRADE-III BRANCH LIBRARY NEAR
CENTRAL EXCISE OFFICE THALI ROAD, HOSUR,
KRISHNAGIRI DISTRICT.
- 20 B.SHANMUGAM
LIBRARIAN GRADE-III BRANCH LIBRARY
SHAPPARTHIPOST, KRISHNAGIRIDISTRICT.
- 21 N.KALPANA
LIBRARIAN GRADE-III BRANCH LIBRARY
THOGARAPALLIPOST, KRISHNAGIRI DISTRICT.
- 22 C.PALANI
LIBRARIAN GRADE-III BRANCH LIBRARY
ANCHETTYPOST DENKANIKOTTAITAIK,
KRISHNAGIRI DISTRICT-635102.
- 23 T.ARIVAZHAGAN
LIBRARIAN GRADE-III BRANCH LIBRARY
PALACODEPOST, DHARMAPURI, DISTRICT-636808.
- 24 T.SHANKAR
LIBRARIAN GRADE-III BRANCH LIBRARY
OLDTEMPLELANDATCO POST, HOSUR,
KRISHNAGIRI-DISTRICT-635109.
- 25 M.K.SELVAN
LIBRARIAN GRADE-III BRANCH LIBRARY
JAKKASAMUTHRAM POST,
DHARMAPURI DISTRICT-636805.
- 26 P.ASOKAPANDIAN
LIBRARIAN GRADE-III BRANCH LIBRARY
CHITHAREVUPOST ATTURTALUK,
DINDIGUL DISTRICT-624228.
- 27 N.NAGARAJAN
LIBRARIAN GRADE-III BRANCH LIBRARY
THADICOMBUPOST DINDIGULWEST TALUK
DINDIGUL DISTRICT-624710.

- 28 K.PALANI
LIBRARIAN GRADE-III BRANCH LIBRARY N.
PANCHAMPATTI POST, ATTURTALUK,
DINDIGUL DISTRICT-624303.
- 29 P.SENTHAMILSELVI
LIBRARIAN GRADE III THIRUMALCITYBRANCH
KAMARAJ KALYANAMANDAPAM RAJENDRA CHATRAM
SALEM 636009.
- 30 S.SENTHILVEL
LIBRARIAN GRADE-III BRANCH LIBRARY
KUPPUCHIPALAYAM VANGAL POST KARUR DISTRICT.
639116.
- 31 M.RAVICHANDRAN
LIBRARIAN GRADE-III BRANCH LIBRARY LALAPET
(POST) KRISHNARAYAPURAM,
KARUR DISTRICT-639105.
- 32 K.SHANTHI
LIBRARIAN GRADE-III BRANCH LIBRARY
MAGHADHANAPURAM, KRISHNARAYAPURAM (TK)
KARUR DISTRICT. 639102.
- 33 C.RANI
LIBRARIAN GRADE-III BRANCH LIBRARY
MOOKANANKURICHI, KARUR (TK), 639005.
- 34 M.RAMALINGAM
LIBRARIAN GRADE-III BRANCH LIBRARY
PANCHAMADEVI, MANMANGALAM (TK), KARUR 639004.
- 35 R.SELVARAJ,
LIBRARIAN GRADE-III BRANCH LIBRARY
NEITHALUR, KULITHALAI (TK), KARUR DISTRICT.
- 36 R.PANDIAN
LIBRARIAN GRADE-III BRANCH LIBRARY
ARUMBAVUR (PO) VEPPANTHATAI (TK)
PERAMBALUR -621103.
- 37 V.ANUSUYA
LIBRARIAN GRADE-III BRANCH LIBRARY
PRUMALKOVILSTREET VEPPUR (PO) PERAMBALUR -
621717.

- 38 P.JAYAKANTHAN
LIBRARIAN GRADE-III BRANCH LIBRARY
ACHARAPAKKAM,
MADURANTHAGAM (TK),
KANCHIPURAM - 603301.
- 39 P.SATHYANARAYANAN
LIBRARIAN GRADE-III BRANCH LIBRARY
MADURANTHAGAM (TK), KANCHIPURAM - 603306.
- 40 K.ANBALAGAN,
LIBRARIAN GRADE-III BRANCH LIBRARY
SRIPERUPUTHUR, KANCHIPURAM - 602105.
- 41 C.THENMANI
LIBRARIAN GRADE-III BRANCH LIBRARY
PALAVANTHANGAL, AALANTHUR (TK),
KANCHIPURAM - 600114.
- 42 M.THENMOZHI,
LIBRARIAN GRADE-III BRANCH LIBRARY
BATROADPARANGIMALAI, AALANTHUR (TK)
KANCHIPURAM - 600016.
- 43 T.UMADEVI
LIBRARIAN GRADE III BRANCH LIBRARY
PALLAVARAM, KANCHIPURAM - 600043.
- 44 K.DHAMODHARAN,
LIBRARIAN GRADE-III BRANCH LIBRARY
PERUNGALATHUR, THAMBARAM (TK),
KANCHIPURAM - 600063.
- 45 M.KUMAR
LIBRARIAN GRADE-III BRANCH LIBRARY
MARAIMALAI NAGAR, SENGARPATTU (TK)
KANCHIPURAM - 603219.
- ...RESPONDENTS/PETITIONERS
IN W.A NO.2835 OF 2018
- 1 A.MARKANDEYAN
LIBRARIAN GRADE - III BRANCH LIBRARY
PUDUKUPPAM, CUDDALORE DISTRICT.
- ...1ST RESPONDENT/PETITIONER
IN W.A NO.23 OF 2019

- 2 THE ACCOUNTANT GENERAL,
ACCOUNTS AND ENTITLEMENTS, NANDANAM,
CHENNAI - 600018.
...2ND RESPONDENT/4TH RESPONDENT
IN W.A NO.23 OF 2019
- 1 J.JAYASIDHARTHAN
LIBRARIAN GRADE - III BRANCH LIBRARY
AVINANGUDI, CUDDALORE DISTRICT.
...1ST RESPONDENT/PETITIONER
IN W.A NO.26 OF 2019
- 2 THE ACCOUNTANT GENERAL
ACCOUNTS AND ENTITLEMENTS, NANDANAM,
CHENNAI - 600018.
...2ND RESPONDENT/4TH RESPONDENT
IN W.A NO.26 OF 2019
- 1 M.ARULJOTHI
LIBRARIAN GRADE- III BRANCH LIBRARY
KURINJIPADI, CUDDALORE DISTRICT.
...1ST RESPONDENT/PETITIONER
IN W.A NO.40 OF 2019
- 2 THE ACCOUNTANT GENERAL,
ACCOUNTS AND ENTITLEMENTS,
NANDANAM CHENNAI- 18.
...2ND RESPONDENT/4TH RESPONDENT
IN W.A.NO.40 OF 2019
- 1 P.SHANMUGAM
NO.1/122 NEW COLONY, SEPPAKKAM AND POST,
VEPPUR TK,
CUDDALORE DISTRICT - 606302.
...RESPONDENT/PETITIONER IN W.A 808 OF 2019
- 1 N.PERIYASAMY
S/O R.NATRAJA GOUNDER NO.15 WEST STREET,
VADAKU PUDHU PALAYAM,
UNJALUR 638 152,
ERODE DISTRICT.
... RESPONDENT/PTITIONER IN WA NO.928 OF 2019
- 1 THIRU.R.BHARATHIDASAN
S/O. A.RAJARAM NO.2/345 PERUMAL KOIL ST,
KALAMARUDUR AND PO, ULUNDURPET TK,
VILLUPURAM DIST 606102.
... RESPONDENT/PETITIONER IN WA NO.1074 OF 2019

- 1 THIRU.R.KUMARASAMY
S/O. K.RAJAGOPAL NO.36, THIRUMURUGAN NAGAR,
KANTARAKKOOTTAI POST,
VILLUPURAM DIST 607106.
... RESPONDENT/PETITIONER IN WA NO.1076 OF 2019
- 1 G. MUTHURAMALINGAM
S/O. GOMATHINAYAGAM NO.1/177,
AMMANKOVIL ST,
IDAIIKAAL, TIRUNELVELI.
... RESPONDENT/PETITIONER in WA No.1342 of 2019
- 1 AARUMUGASAMY
S/O. C.M.AYYASAMY NO.1-1-38/65 NORTH ST,
AAY KUDI, TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1347 OF 2019
- 1 M.NATARAJAN S/O.MALAIYANDI
NO.2/25 NORTH ST,
MANTHIYUR POST - 627 424.
TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1349 OF 2019
- 1 S.PARAMASIVAN
S/O M.SUBBIAH CHETTIYAR NO.2-2-21 NOONMEAL
CENTRE STREET, SIVARAMAPETTAI-627804
TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1350 OF 2019
- 1 N.B.SIVAKUMAR
S/O LATE S.N.BELLA GOWDER NO.3/77
KINNAKORAI VILLAGE POST,
NILGIRIS DISTRICT-643219.
... RESPONDENT/PETITIONER IN WA NO.182 OF 2019
- 1 V. SIVAKUMAR
S/O. M.V. VENKATESAN MIDDLE STREET,
MANGALAMPET POST, ULUNDURPET TK,
VILLUPURAM DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.767 OF 2019
- 1 T. DEVARAJAN
DOKKAMPATTI VILLAGE, IRUMATHUR POST,
HARUR TK, DHARMAPURI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.769 OF 2019

- 1 P.KUMAR S/O.M.PETCHI
S/O M.PETCHI NO.85, JAGAJEEVAN RAM ST.,
PARUMBU, AZHVARKURICHI 627412,
TIRUNELVELI DT.
... RESPONDENT /PETITIONER IN WA NO.1788 OF 2019
- 1 S.GOMATHINAYAGARM
S/O.S.G.SUBBIAH NO.9-A VIKTOR STREET,
60 FEET SCHEME ROAD, PERUMALPURAM,
TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1789 OF 2019
- 1 S.NAGARAJ
S/O. S.SIVASUBRAMANINA,
NO.104D DAILY MARKERT ST.,
KADAYANALLUR, TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1791 OF 2019
- 1 R.THIRUNAVUKKARASI
D/O A.RAJA NO.9/287-B, JAMIN STREET,
KURUMBALAPERI - 627806,
TIRUNELVELI DISTRICT.
...RESPONDENT/PETITIONER IN WA NO.1793 OF 2019
- 1 P. MOHAIDEEN ABDUL KADER JAILANI
S/O. M. BEERMASTHAN NO.77,
QUAID-E- MILLATH 3RD STREET,
SANKARANKOIL,
TIRUNELVELI.
... RESPONDENT/PETITIONER IN WA NO.1795 OF 2019
- 1 S. ANNAMALAISAMY
S/O M.SUBBIAH NADAR, NO 5/10-2 , MUTT STREET,
ARUNACHALAPURAM,
ARIYANAYAGIPURAM POST 627862,
TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1799 OF 2019
- 1 D.SIVAKUMAR
S/O DURAIPANDIAN,
NO.5/1299B-1 EZHIL NAGAR,
NEW COLONY, SANKARANKOVIL 627756,
TIRUNELVELI DISTRICT.
... RESPONDENT/PETITIONER IN WA NO.1802 OF 2019

1 C.SARAVANAN
NO.1/47B INDIRA NAGAR,
KADATHUR POST,
PAPPIREDDIPATTY TK,
DHARMAPURI DISTRICT-635303.
... RESPONDENT/PETITIONER IN WA NO.2097 OF 2019

1 THIRU. M.ZAHIR HUSSIAN,
S/O O.R.MAHABOOBKKAN,
NO.125 RANGAMMAPET,
PEPPIREDDIPATTY TALUK,
DHARMAPURI DISTRICT 636 905.
... RESPONDENT/PETITIONER IN WA NO.2098 OF 2019

Writ Appeals are filed Under Clause 15 of Letters Patent
praying

WA No.2835 of 2018:

to set aside the order dated 05.04.2018 in W.P.7929/2018
and allow this Writ Appeal.

WA No.23 of 2019:

to set aside the order dated 09/11/2017 made in
WP.No.17834/2013 and allow this Writ Appeal.

WA No.26 of 2019:

to set aside the order dated 09/11/2017 made in
WP.No.17836/2013 and allow this Writ Appeal.

WA No.40 of 2019:

to set aside the order dated 09.11.2017 made in WP no.
17835/2013 and allow this Writ Appeal.

WA No.808 of 2019:

to set aside the order dated 28/04/2018 made in
WP.NO.11191/2018 and allow the Writ Appeal.

WA No.928 of 2019:

to set aside the order dated 12-02-2018 made in WP No.2205 of 2018

WA No.1074 of 2019:

to set aside the order dt.21.11.2017 made in WP no.28039/2013 and allow the writ appeal.

WA No.1076 of 2019:

to set aside the order dt.21.11.2017 made in WP no.28040/2013 and allow the writ appeal.

WA No.1342 of 2019:

to set aside the order dated 06.06.2018 made in W.P.No.34327 of 2017 and allow this Writ Appeal.

WA No.1347 of 2019:

to set aside the order dated 06.06.2018 made in W.P.No.34326 of 2017 and allow this Writ Appeal.

WA No.1349 of 2019:

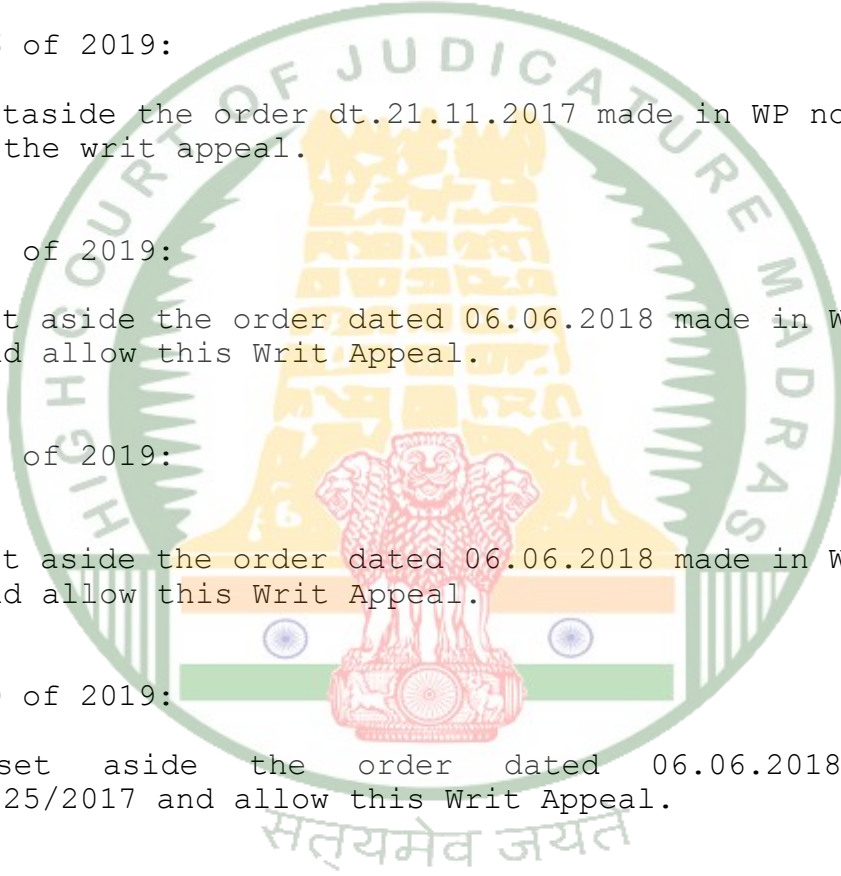
to set aside the order dated 06.06.2018 made in W.P.No.34325/2017 and allow this Writ Appeal.

WA No.1350 of 2019:

to set aside the order dated 06/06/2018 made in WP NO.34324/2017 and allow this Writ Appeal.

WA No.182 of 2019:

to set aside the order dated 10/04/2018 made in WP No.8433/2018 and allow this Writ Appeal.



WA No.767 of 2019:

to set aside the order dated 21-11-2017 made in WP.28044/2013 and allow this Writ Appeal.

WA No.769 of 2019:

to set aside the order dated 07-09-2017 in WP.10125/2016 and allow this Writ Appeal.

WA No.1788 of 2019:

to set aside the order dated 06/06/2018 made in WP.No.32912/2017 and allow this Writ Appeal.

WA No.1789 of 2019:

to set aside the order dated 06/06/2018 made in WP.No.32917/2017 and allow this Writ Appeal.

WA No.1791 of 2019:

to set aside the order dated 06/06/2018 made in WP.No.32914/2017 and allow this Writ Appeal.

WA No.1793 of 2019:

to set aside the order dated 06/06/2018 made in WP NO.32916/2017 and allow this Writ Appeal.

WA No.1795 of 2019:

to set aside the order dated 06/06/2018 made in WP.No.32913/2017 and allow this Writ Appeal.

WA No.1799 of 2019:

to set aside the order dated 06-06-2018 made in WP.32911/2017 and allow this Writ Appeal.

WA No.1802 of 2019:

to set aside the order dated 06-06-2018 made in WP.32915/2017 and allow this Writ Appeal.

WA No.2097 of 2019:

to allow the WA by setting aside the order dt. 07/09/2017 in WP No.10126/2016.

WA No.2098 of 2019:

to allow the WA by setting aside the order dt. 07/09/2017 in WP No.10123/2016.

WP Prayer:

Writ Petitions are filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus to

WP No.7929 of 2018:

directing the Respondents to allot GPF Account Number for grant of pension to the Petitioners under the Tamil Nadu Pension Rules 1978 (Old Pension Scheme) by counting 50% of the services rendered by the Petitioners in the post of Part Time Librarian and Village Librarian till their respective regularization in service in the post of Grade-III Librarian, even though they were brought into regular establishment after 01.04.2003.

WP No.17834 of 2013:

directing the respondents to count half of the services rendered by the petitioner, as Part time Librarian from 13.12.1992 till 9.12.2006 along with the regular service rendered by him, as Librarian Grade III from 10.12.2006 to till the date of retirement, as qualifying service for the purpose of conferment of pension, by brought him under old pension scheme.

WP No.17836 of 2013:

directing the respondents to count half of the services rendered by the petitioner, as Part time Librarian from 20.3.1995 till 9.12.2006 along with the regular service rendered by him, as Librarian Grade III from 10.12.2006 to till the date of retirement, as qualifying service for the purpose of conferment of pension, by brought him under pension scheme.

WP No.17835 of 2013:

directing the respondents to count half of the services rendered by the petitioner, as Part time Librarian from 1.8.1995 till 9.12.2006 along with the regular service rendered by him, as Librarian Grade III from 10.12.2006 to till the date of retirement, as qualifying service for the purpose of conferment of pension, by brought him under pension scheme.

WP No.11191 of 2018:

to direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978(old pension scheme)by counting 50% of the services rendered by the petitioner in the post of part time Librarian, Double part time librarian and Village Librarian from 05.08.1995 to 09.12.2006 along with his regular service in the post of Grade III Librarian from 10.12.2006 and to pass any other further order as the Honble Court.

WP No.2205 of 2018:

to direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978 (old pension scheme) by counting 50% of the services rendered by the petitioner in the post of Part time Librarian, Double Part Time Librarian, Village Librarian from 02.01.1991 to 10.12.2006 along with his regular service in the post of Grade III Librarian from 11.12.2006

WP No.28039 of 2013:

to direct the respondents to count the services of petitioner from the date of his initial Appointment with effect from 30.5.1996 as qualifying service under Rule 11 of the Tamil Nadu Pension Rules 1978 and to issue GPF Account Numbers to the petitioner under the old Pension Scheme for his pensionary benefits

WP No.28040 of 2013:

to direct the respondents to count the services of petitioner from the date of his initial Appointment with effect from 1.6.1995 as qualifying service under Rule 11 of the Tamil Nadu Pension Rules 1978 and to issue GPF Account Numbers to the petitioner under the old Pension Scheme for his pensionary benefits.

WP No.34327 of 2017:

to direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamilnadu Pension Rules 1978 (old pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 10.9.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.34326 of 2017:

to direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamilnadu Pension Rules 1978 (old pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 15.9.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.34325 of 2017:

to direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamilnadu Pension Rules 1978 (old pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 9.9.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.34324 of 2017:

to direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamilnadu Pension Rules 1978 (old pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 15.9.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.8433 of 2018:

to call for the records in pursuant to the impugned Para 4 of the order of the 3rd respondent in proceedings Na.Ka.No. 2551/A1/2011 dated 24.12.2011 and quash the same and consequently direct the respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamilnadu Pension Rules 1978 (Old Pension Scheme) by counting 50% of the services rendered by the petitioner in the post of part time Librarian, Double Part Time Librarian, Village Librarian from 01.12.1994 to 25.12.2011 along with his regular service in the post of Grade III Librarian from 26.12.2011.

WP No.28044 of 2013:

to direct the respondents to count the services of petitioner from the date of his initial Appointment with effect from 13.5.1996 as qualifying service under Rule 11 of the Tamil Nadu Pension Rules 1978 and to issue GPF Account Numbers to the petitioner under the old Pension Scheme for his pensionary benefits.

WP No.10125 of 2016:

directing the respondents to take into account of 50% of the consolidated pay service rendered by the Petitioner from 01.09.1997 to 25.10.2006 in the post of Village Librarian and add the same to the services rendered in the post of Grade III Librarian for the purpose of pension and other terminal benefits in the light of Rule 11 (2) of the Tamil Nadu Pension Rules and pay pension and other terminal benefits to the petitioner at the time of retirement.

WP No.32912 of 2017:

direct the 1st and 2nd respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978 (Old Pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 27.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.32917 of 2017:

direct the 1st and 2nd respondent to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978 (old pension Scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 24.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.32914 of 2017:

to direct the 1st and 2nd respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978 (Old Pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 27.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.32916 of 2017:

to direct the 1st and 2nd respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978(Old Pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 28.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.32913 of 2017:

to direct the 1st and 2nd respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978(Old Pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 26.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.32911 of 2017:

direct the 1st and 2nd respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978(Old Pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 25.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006

WP No.32915 of 2017:

to direct the 1st and 2nd respondents to allot GPF Account Number for grant of pension to the petitioner under the Tamil Nadu Pension Rules 1978(Old Pension scheme) by counting 50% of the services rendered by the petitioner in the post of Village Librarian from 28.07.1997 to 25.10.2006 along with his regular service in the post of Grade III Librarian from 26.10.2006.

WP No.10126 of 2016:

directing the respondents to take into account of 50% of the consolidated pay service rendered by the Petitioner from 26.11.1998 to 25.10.2006 in the post of Village Librarian and add the same to the services rendered in the post of Grade III Librarian for the purpose of pension and other terminal benefits in the light of Rule 11 (2) of the Tamil Nadu Pension Rules and pay pension and other terminal benefits to the petitioner at the time of retirement.

WP No.10123 of 2016:

directing the respondents to take into account of 50% of the consolidated pay service rendered by the Petitioner from 28.05.1998 to 25.10.2006 in the post of Village Librarian and add the same to the services rendered in the post of Grade III Librarian for the purpose of pension and other terminal benefits in the light of Rule 11 (2) of the Tamil Nadu Pension Rules and pay pension and other terminal benefits to the petitioner at the time of retirement.

For Appellants in
All Writ Appeals

: Mr.C.Munusamy
Special Government Pleader
(Education)

Respondents 1 to 27 and
29 to 45 in W.A
No.2835 of 2018

: Mr.M.Purushothaman

For Ist Respondent
in W.A Nos.23,26,40,
808,928, 1074, 1076, 182,
1788, 1789, 1791, 1793,
1795,1799 & 1802 of 2019

:Mr.R.Premnarayanan

For Respondent in
W.A.Nos.2097 and
2098 of 2019

:Mr.R.Saseetharan

For Accountant General :M/s.T.S.Selvarani

:R-28 Died in WA NO.2835 of 2018

COMMON JUDGMENT

(Delivered by The Hon'ble Chief Justice)

Heard Mr.C. Munusamy, learned Special Government Pleader for appellants and Ms.T.S. Selvarani for Accountant General.

2. It is informed that this entire batch is covered by the Full Bench decision of this Court in the case of Government of Tamil Nadu and Others vs R. Kaliyamoorthy, reported in 2019 (6)

CTC 705. Another batch of writ appeals was disposed of on the same terms by us on 13.10.2020 in W.A.Nos.2164 of 2018 and other connected appeals (The State of Tamil Nadu and others vs M. Babu and others) and the order is extracted hereinunder:-

"These batch of writ appeals are listed as they are stated to be covered by the judgment of the Full Bench in Government of Tamil Nadu and Others vs R. Kaliyamoorthy, reported in 2019 (6) CTC 705, which has later on been followed by us in W.A.No.330 of 2020 decided on 03.03.2020. The order passed in W.A.No.330 of 2002 is extracted hereinunder:-

"The instant writ appeal is directed against the order dated 12.02.2018 passed in W.P.No.2209 of 2018.

2. When the petition for condonation of delay came up for consideration, notice had been issued to the respondent on the ground as to why the appeal should not be allowed in the light of the judgment Government of Tamil Nadu and Others vs. R. Kaliyamoorthy, reported in 2019 (6) CTC 705. On 18.02.2020, the learned counsel for the State was directed to inform the learned counsel who was appearing for the respondent before the Writ court in writing about the pendency of this appeal.

3. Today, the learned Special Government Pleader and the learned counsel for the respondent are before us. They both agree that the matter is fully covered by the judgment of the Full Bench in Government of Tamil Nadu and Others vs. R. Kaliyamoorthy, reported in 2019 (6) CTC 705.

In view of the above submission, the Writ Appeal is disposed of in terms of paragraph 46 of the aforesaid judgment of the Full Bench. No costs. Consequently, C.M.P.No.5565 of 2020 is closed."

2. Mr. Prem Narayanan, learned counsel is present for the respondent in W.A.No.323 of 2019 and he does not dispute the aforesaid legal position.

3. In view of the matter having been settled by the Full Bench as referred to above, these writ appeals also stand disposed of accordingly. No costs.

3. Accordingly, these appeals also stand disposed of on the same terms. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

To

- 1 THE PRINCIPAL SECRETARY TO GOVERNMENT
GOVERNMENT OF TAMIL NADU
DEPARTMENT OF SCHOOL EDUCATION FORT.ST.
GEORGE CHENNAI - 600009.
- 2 THE DIRECTOR OF PUBLIC LIBRARIES,
OFFICE OF THE DIRECTOR OF THE PUBLIC
LIBRARIES NO.731 ANNA SALAI
CHENNAI 600 002.
- 3 THE DISTRICT LIBRARY OFFICER,
SALEM DISTRICT, SALEM.
- 4 THE DISTRICT LIBRARY OFFICER,
DINDIGUL DISTRICT, DINDIGUL.
- 5 THE DISTRICT LIBRARY OFFICER,
KARUR DISTRICT, KARUR
- 6 THE DISTRICT LIBRARY OFFICER,
KRISHNAGIRI DISTRICT, KRISHNAGIRI.
- 7 THE DISTRICT LIBRARY OFFICER,
O/O THE DISTRICT LIBRARY OFFICE,
NO.5, WEAVERS COLONEY,
DHARMAPURI DISTRICT, DHARMAPURI.

- 8 THE DISTRICT LIBRARY OFFICER,
THIRUVALLUR DISTRICT, THIRUVALLUR.
- 9 THE DISTRICT LIBRARY OFFICER,
PERMABALUR DISTRICT, PERAMBALUR.
- 10 THE DISTRICT LIBRARY OFFICER,
KANCHIPURAM DISTRICT, SENGARPATTU,
KANCHIPURAM 603002.
- 11 THE DISTRICT LIBRARY OFFICER,
OFFICE OF THE DISTRICT LIBRARY OFFICER,
CUDDALORE DISTRICT.
- 12 THE DISTRICT LIBRARY OFFICER,
NO.12A, WICKLIMER STREET,
SORKALPATTU, CUDDALORE-1.
- 13 THE DISTRICT LIBRARY OFFICER,
VEERAPATHIRACHETTY STREET, ERODE.
- 14 THE DISTRICT LIBRARY OFFICER,
COLLECTORATE COMPOUND,
VILLUPURAM.
- 15 THE DISTRICT LIBRARY OFFICER,
TIRUNELVELI.
- 16 THE DISTRICT LIBRARY OFFICER,
DISTRICT LIBRARY OFFICER,
GOVERNMENT HOSPITAL ROAD,
OOTY-643 001.

+1cc to the Government Pleader Sr.35060
+1cc to Mr.R.Premnarayanan, Advocate Sr.35292

W.A.Nos.2835/2018, 23, 26, 40, 808, 928,
1074, 1076, 1342, 182, 767, 769, 1347,
1349, 1350, 1788, 1789, 1791, 1793,
1795, 1799, 1802, 2097 and 2098 of
2019

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srg 09/12/2020