



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.09.2020

CORAM:

THE HONOURABLE MR.JUSTICE R.SURESH KUMAR

W.P. (MD)No.12970 of 2020

(Through Video Conferencing)

C.Karupiah

... Petitioner

Vs.

1.State of Tamil Nadu rep. by its
Secretary to the Government
Finance (T&A II) Department
Fort St. George, Chennai 600 009.

2.The Special Commissioner for Treasury
Amma Campus, Veterinary Hospital Campus
Anna Salai, Nandanam, Chennai-600 035.

3.The Regional Joint Director,
Department of Treasury and Accounts,
Trichy 620 001.

4.The District Treasury Officer,
The District Treasury
Pudukottai District,Pudukottai 621 704.

... Respondents

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus to direct the respondents to consider the representation of the petitioner dated 12.03.2020 and pass appropriate orders within a time frame fixed by this Court.

For Petitioner :Mr.PM.Vishnuvarthanan

For Respondents :Mr.M.Jeyakumar

Additional Government Pleader

ORDER

The prayer sought for in this writ petition is for a Writ of Mandamus to direct the respondents to consider the representation of the petitioner dated 12.03.2020.

2. The petitioner entered in service in the year 1982 in the Treasury and Accounts Department as Junior Assistant and after several years, he retired from service on 31.03.2008 on superannuation and has been getting pension from 01.04.2008.

3. In this regard, the grievance of the petitioner is that, as per G.O.Ms.2(T) No.27 Finance (Treasury and Accounts II) dated
<https://heservices.ecourts.gov.in/hcservices/>



02.06.2006, certain exemptions were given from writing departmental test and if that exemption is applied to the petitioner, he could have been fixed higher pay from 01.04.2007, accordingly, his pensionary benefits would also get revised. In order to get the revised pension, after fixing the revised pay from 01.04.2007, the petitioner has given a representation on 12.03.2020 to the fourth respondent with a copy to the other respondents. Therefore, the learned counsel for the petitioner would submit that, if the said representation is directed to be considered on merits and in accordance with law by the respondents within a time frame and orders to that effect are passed, the petitioner would be satisfied.

4. Heard the learned Additional Government Pleader, who would submit that, the said representation of the petitioner dated 12.03.2020 would be considered by the respondents on merits and in accordance with law and orders would be passed within a time frame.

5. Considering the limited scope of the prayer sought for herein, this Court is inclined to dispose of this writ petition with the following direction:

"That the respondents are hereby directed to consider the representation of the petitioner dated 12.03.2020 and pass orders thereon on merits and in accordance with law within a period of eight weeks from the date of receipt of a copy of this order."

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

Sd/-

Assistant Registrar

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

RR

Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Secretary to the Government
State of Tamil Nadu
Finance (T&A II) Department
Fort St. George, Chennai 600 009.

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



2.The Special Commissioner for Treasury
Amma Campus, Veterinary Hospital Campus
Anna Salai, Nandanam, Chennai.

3.The Regional Joint Director,
Department of Treasury and Accounts, Trichy.

4.The District Treasury Officer,
The District Treasury
Pudukottai District, Pudukottai.

+1 CC to Mr.P.M. VISHHNUVARTHANAN, Advocate (SR-18431[F] dated
30/09/2020)

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29.09.2020

VB (29.12.2020) 3P 6C