



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.02.2020

CORAM:

THE HONOURABLE **MR. JUSTICE M.S.RAMESH**

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W.P. (MD)No.27326 of 2019

K.Govindasamy

... Petitioner

/vs./

1.The Director General of Police, Mylapore, Chennai.

2.The Inspector General of Police, South Zone, Madurai.

3.The Deputy Inspector General of Police,
Tirunelveli Range, Tirunelveli.

4.The Deputy Inspector General of Police,
Ramanathapuram Range, Ramnad.

5.The Superintendent of Police,
Kanyakumari District.

6.The Superintendent of Police,
Ramanathapuram District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari, calling fore the records on the file fo the 5th respondent pertaining to its endorsement in C.No.B2/23658/2017 dated 02.03.2019 and to quash the same.

For Petitioner : Mr.S.Sivakumar

For Respondents : Mr.C.M.Mari Chelliah Prabhu
Additional Government Pleader

ORDER

After the petitioner was granted promotion to the post of Police Constable Grade-I with effect from 21.02.2016, the respondents had sanctioned the arrears of salary, based on the promotion and had credited the amount in the savings account of the petitioner. On receipt of the amount, the petitioner disputed the arrears and claimed excess payment and in this connection, the petitioner had given a representation on 27.11.2019 to the first respondent herein. In view of the respondent's non consideration of the representation, the present writ petition has been filed.



2. It is not in dispute that the arrears of salary based on the promotion was credited to the petitioner's account, but the petitioner was not put on prior notice with regard to the mode in which the arrears was calculated. However, the petitioner now seems to dispute the arrears amount paid.

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3. Though the petitioner herein seeks to quash the endorsement in C.No.B2/23658/2017 dated 02.03.2019, this Court is of the view that if the objections raised by the petitioner questioning the quantum of the arrears are directed to be disposed of by the respondents, the ends of justice could be secured.

4. In the light of the above observations, there shall be a direction to the first respondent herein to consider the petitioner's representation dated 27.11.2019 on its own merits and pass appropriate orders within a period of eight (8) weeks from the date of receipt of a copy of this order. This Writ Petition stands disposed of accordingly. No costs.

Sd/-

Assistant Registrar (AD-I)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

To

- 1.The Director General of Police, Mylapore, Chennai.
- 2.The Inspector General of Police, South Zone, Madurai.
- 3.The Deputy Inspector General of Police,
Tirunelveli Range, Tirunelveli.
- 4.The Deputy Inspector General of Police,
Ramanathapuram Range, Ramnad.
- 5.The Superintendent of Police, Kanyakumari District.
- 6.The Superintendent of Police, Ramanathapuram District.

+1 CC to M/s.S.SIVAKUMAR, Advocate (SR-5152[F] dated 07/02/2020)
+1 CC to M/s.Special Govt.Pleader (SR-5397[F] dated 10/02/2020)

Order made in
W.P. (MD)No.27326 of 2019

Dated:
06.02.2020

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<https://hccs.courts.mys.in/CaseDetails/2P-9C>