

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 08.02.2021
CORAM:
THE HONOURABLE MR.JUSTICE S.VAIDYANATHAN
W.P. No.2258 of 2021

B.Marimuthu

...Petitioner

vs.

1.The Principal Chief Conservator of Forest
having office at Panagal Maligai
Saidapet, Chennai - 600 015

2.The District Forest Officer
Thiruvarur

3.The Accountant General of Tamil Nadu
Office at DMS Compound
Teynampet, Chennai - 600 018

...Respondents

Writ petition filed under Article 226 of the Constitution of India for a writ of mandamus directing the respondents to count half of the service rendered by the petitioner as Plot Watcher on daily wages basis from 01.12.1984 to 01.02.1995 along with the regular service rendered by him from 02.02.1995 to till the date of his retirement, namely 31.01.2020 as qualifying service in accordance with rule 11(4) of Tamil Nadu Pension Rules, 1978 and to send the revised proposal to the third respondent, grant pension to the petitioner with all consequential monetary benefits and pass orders thereon within a time frame.

For Petitioner : Mr.T.Sellapandian
For Respondents : Mr.M.Ezhumalai,
Additional Govt. Pleader

ORDER

The petitioner has come forward with the present writ petition for a direction to the respondents to count half of the service rendered by him as Plot Watcher on daily wages basis from 01.12.1984 to 01.02.1995 along with the regular service rendered by him from 02.02.1995 to till the date of his retirement, namely 31.01.2020 as qualifying service in accordance with rule 11(4) of Tamil Nadu Pension Rules, 1978 and to send the revised proposal to the third respondent, to grant

pension to the petitioner with all consequential monetary benefits and pass orders thereon within a time frame.

2. When the matter was taken up for hearing, it is represented by the learned counsel for the petitioner as well as the learned Additional Government Pleader, representing the respondents that this matter is covered by the Full Bench decision of this court in Government of Tamil Nadu vs. R.Kaliyamoorthy reported in 2019 (6) CTC 705. In view of the same, the benefits of the decision of the Full Bench of this court, shall be extended to the petitioner, if it is otherwise applicable to him.

3. With the above direction, the writ petition is disposed of. However, there shall be no order as to cost.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

asr
To

- 1.The Principal Chief Conservator of Forest
having office at Panagal Maligai
Saidapet, Chennai - 600 015
- 2.The District Forest Officer
Thiruvavur
- 3.The Accountant General of Tamil Nadu
Office at DMS Compound
Teynampet, Chennai - 600 018

+1 cc to Mr.Mani Advocate sr6885
+1 cc to Special Government Pleader(forest) sr6860

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