

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.04.2021

C O R A M

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

W.P.No.8635 of 2021

K.Sathianandan

... Petitioner

Vs.

1.The Principal Accountant General,
Office of the Principal Accountant
General (A & E), Tamil Nadu,
361, Anna Salai, Chennai - 600 018.

2.The Chief Educational Officer,
Vellore District, Vellore.

3.The Block Educational Officer - I,
Katpadi Union, Katpadi,
Vellore District.

... Respondents

Prayer: Writ petition filed under Article 226 of Constitution of India praying to issue a writ of mandamus directing the 3rd respondent to forward the representation of the petitioner dated 16.10.2020 along with the proposals to the 1st respondent, which was given seeking for the re-fixation of pay / pension and for the payment of pensionary benefits in accordance with the G.O.Ms.234, Finance (Pay Cell) Department, dated 01.06.2009, G.O.Ms.23, Finance (Pay Cell) Department, dated 12.01.2011 and G.O.Ms.No.237, Finance (Pay Cell) Department, dated 22.07.2013.

For Petitioner : Mr.A.S.Kaizer

For Respondents : Mr.C.K.Syed Shaffi for R1
Mr.P.Raja,
Government Advocate for R2 & R3

O R D E R

Mr.C.K.Syed Shaffi, learned counsel takes notice on behalf of the first respondent. Mr.P.Raja, learned Government Advocate takes notice on behalf of the respondents 2 and 3. By consent, the Writ Petition is taken up for final disposal.

2. The petitioner is a retired B.T.Assistant. Subsequent to G.O.Ms.No.234, Finance (Pay Cell) Department, dated 01.06.2009; G.O.Ms.No.23, Finance (Pay Cell) Department, dated 12.01.2011 and G.O.Ms.No.237, Finance (Pay Cell) Department, dated 22.07.2013, revision of pay scales were made and the employees were given revised scale of pay with notional benefits from 01.01.2006 and monetary benefits from 01.01.2011. Accordingly, the petitioner is entitled to upward revision. He made a representation dated 16.10.2020 to the first respondent through the third respondent for refixation of scale of pay. Even though the third respondent has received the same, he has not forwarded the same to the first respondent. Hence, the petitioner seeks a direction to the third respondent to forward the representation of the petitioner dated 16.10.2020 along with proposals to the first respondent for his consideration.

3. Heard the submissions made on either side and perused the materials available on record.

4. Considering the limited prayer, a direction is given to the third respondent to forward the representation of the petitioner dated 16.10.2020, to the first respondent, if it is otherwise in order, for the consideration of the first respondent within a period of four weeks from the date of receipt of a copy of this order. On receipt of the same, the first respondent is directed to consider the representation of the petitioner in accordance with law and pass orders within four weeks thereafter.

5. The writ petition is disposed of accordingly. No costs.

s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

Pns
To

1.The Principal Accountant General,
Office of the Principal Accountant
General (A & E), Tamil Nadu,
361, Anna Salai, Chennai - 600 018.

2.The Chief Educational Officer,
Vellore District, Vellore.

3.The Block Educational Officer - I,
Katpadi Union, Katpadi,
Vellore District.

+1 CC to Mr.A.S.Kaizer, Advocate sr 22325.
+1 CC to The Government Pleader sr 22194.

W.P.No.8635 of 2021

BR(CO)
SP(29/06/2021)