

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.04.2021

CORAM

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

W.P.NO.10542 OF 2021

&

W.M.P.NO.11131 OF 2021

P.Radhamani

.. Petitioner

Versus

1. The State of Tamil Nadu
Rep. by its Secretary Department of School
Education Fort St.George Chennai- 600 009.
2. The Director of Elementary Education
College Road, Chennai- 600 006.
3. The District educational Officer
Tirupur- 641 604, Tirupur District.
4. The Block Educational Officer
Tirupur North, Tirupur District- 641 602. ... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus Calling for the records relating to the impugned proceedings issued by the 4th respondent Block Educational Officer in A.Thi.Mu. No. 1212/ A3/ 2019 dated 02.12.2019 and quash the same and further direct the respondents herein to sanction and award forthwith two incentive increments to the petitioner for acquiring an additional higher qualification Viz.. B.Ed.. Degree.

For Petitioner : Ms.H.Mary Sowmi Rexi
For Respondents: Mr.P.Raja,
Govt.Advocate

O R D E R

The petitioner was appointed as Secondary Grade Teacher and thereafter, she obtained B.Lit., Degree and was promoted as Primary School Headmistress. After having been promoted, she acquired additional qualification of B.Ed., and sought for

incentive increments for securing additional qualification. As per the G.O.Ms.No.107(Education Department) dated 20.01.1976, she is entitled to two incentive increments. However, her request for grant of incentive increments dated 16.11.2017 was rejected by the 4th respondent in proceedings A.Thi.Mu.No.1212/A3/2019 dated 02.12.2019. Aggrieved over the same, the petitioner is before this Court.

2. Mr.P.Raja, learned Government Advocate takes notice on behalf of the respondents and submits that irrelevant proceedings are mentioned in the impugned orders and the papers are returned.

3.Considering the said fact, the impugned orders are set aside and the matter is remitted back to the second respondent for fresh consideration. The second respondent is directed to consider the request of the petitioner in the light of relevant Government Orders and pass orders, on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

Writ Petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

KPR
To

1. The Secretary, Department of School
State of Tamil Nadu Education
Fort st George Chennai- 600 009.
2. The Director of Elementary Education
College Road Chennai- 600 006.
3. The District educational Officer
Tirupur- 641 604 Tirupur District.
4. The Block Educational Officer
Tirupur North, Tirupur District- 641 602.

+1cc to the Government Pleader, S.R.No.26015

W.P.No.10542 of 2021

SVI(CO)
CS/23/06/2021