

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 20.01.2021
CORAM

THE HONOURABLE MR.JUSTICE R.MAHADEVAN

W.P.No.12138 of 2014

P.Jeya Samuel

... Petitioner

Vs.

- 1.The Principal Secretary to Government
Finance Department,
Govt. of Tamil Nadu,
Chennai - 600 009.
- 2.The Principal Secretary to Government
Home Department,
Govt. of Tamil Nadu,
Chennai - 600 009.
- 3.The Chairman
Pay Grievance Redressal Cell,
Finance Department,
Govt. of Tamil Nadu,
Chennai - 600 009.
- 4.The Director
Forensic Sciences Department,
Mylapore,
Chennai - 600 004.
- 5.The Pay and Accounts Officer (East)
Egmore,
Chennai - 600 008.
- 6.The Chair Person
Official Committee for Implementation
of Sixth Central Pay Commission
Govt. of Tamil Nadu,
Chennai - 600 009.
- 7.The Chairman
One Man Commission for
Rectification of Pay anomalies
Govt. of Tamil Nadu,
Chennai - 600 009.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents herein to rectify the anomaly and fix the scale of pay a sum of Rs.5700-175-9000 and subsequently revised as Rs.9300-34800+GP 4800 as for the post of Technical Stores, Superintendent from the date of the petitioner's promotion as a Technical Store Superintendent on 02.08.2005, with all consequential benefits.

For Petitioner : Mr.S.Kingston Jerold

For Respondents : Mr.J.Ramesh for R1, R2 & R4
Additional Government Pleader

O R D E R

This writ petition has been filed seeking direction to the respondents to rectify the pay anomaly from the date of petitioner's promotion as Technical Store Superintendent on 02.08.2005, with all consequential benefits.

2.The case of the petitioner is that he was appointed as Store Keeper in the Forensic Sciences Department on 18.08.1978 and was promoted as Technical Store Superintendent on 02.08.2005 and retired from service on 31.10.2011 on attaining the age of superannuation. According to the petitioner his scale of pay was not revised as per G.O.Ms.No.428, Finance (PC) Department, dated 28.08.1998. Hence, for rectification of pay anomaly, he made several representations to the respondents and the last of such representation was made on 07.09.2011 and since the same were not considered, has filed this writ petition.

3.When the matter was taken up for consideration, the learned Additional Government Pleader fairly submitted that the representation of the petitioner regarding anomaly in scale of pay would be considered within a reasonable time frame.

4.In view of the above, this Court directs the respondents to consider the representation of the petitioner dated 07.09.2011, on merits and in accordance with law and pass appropriate orders, within a period of eight weeks from the date of receipt of a copy of this order.

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

Sd/-
Asst.Registrar (CS VI)

/true copy/

Sub Asst. Registrar

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To

- 1.The Principal Secretary to Government
Finance Department, Govt. of Tamil Nadu,
Chennai - 600 009.
 - 2.The Principal Secretary to Government
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Chennai - 600 009.
 - 3.The Chairman
Pay Grievance Redressal Cell,
Finance Department, Govt. of Tamil Nadu,
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Official Committee for Implementation
of Sixth Central Pay Commission
Govt. of Tamil Nadu, Chennai - 600 009.
 - 7.The Chairman
One Man Commission for Rectification of Pay anomalies
Govt. of Tamil Nadu, Chennai - 600 009.
- +1CC to Mr.S. Kingston Jerold,Advocate, Sr. 3293.
+1CC to Government Pleader,SR. 3263.

W.P.No.12138 of 2014

SRA (CO)
NRA (03/03/2021)