



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.02.2021

CORAM:

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

Cont P.(MD).Nos.84 & 85 of 2021

N.Sivabaskaran  
of 2021  
S.Kannan  
of 2021

..Petitioner /Petitioner in Cont.P.(MD).No.84  
..Petitioner/Petitioner in Cont.P.(MD).No.85

Vs.

Dr.S.Prabakar, I.A.S.,  
The Commissioner,  
Hindu Religious and Charitable Endowments,  
Nungambakkam,  
Chennai - 34. .. Contemnor/Respondent in both contempt petitions

**PRAYER:** Contempt petitions filed under Section 11 of Contempt of Court Act 1971, to punish the respondent herein for his deliberate and wilful disobedience of the order of this Court dated 27.11.2019 in W.P.(MD).Nos.19656 and 22001 of 2019.

Prayer in WP(MD). 19656/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of certiorarified Mandamus Calling for the records pertaining to the impugned order in letter No.6715/ANi.4.1/2018-2 dated 26.4.2019 on the file of the respondent No.1 and quash the same as illegal in so far as the petitioner is concerned and consequently for a direction directing the respondents, to re-fix the pay of the petitioner on par with similarly placed persons in the light of the judgment of this Honourable Court in WP.No.36172 and 36173 of 2016 dt.17.4.2017 and the proceedings of the respondent No.3 dt.17.10.2017.

Prayer in WP(MD). 22001/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of certiorarified Mandamus calling for the records pertaining to the impugned order in Letter No.6715/ANi.4.1/2018-2 dt.26/04/2019 on the file of the Respondent No.1 and quash the same as illegal in so far as the petitioner is concerned and consequently for a direction directing the respondents to re-fix the pay of the petitioner on par with similarly placed persons in the light of the Judgment of this Honourable Court in WP.No.36172 and 36173 of 2016 dt.17/04/2017 and the proceedings of the respondent No.3 dt.17/10/2017

For Petitioner : Mr.T.Lajapathi Roy  
For Respondent : Mr.R.Murugaraj  
Government Advocate



**O R D E R**

Recording the submission of the learned Government Advocate appearing for the respondent that the common order of this Court, dated 27.11.2019, passed in W.P.(MD).No.22001 of 2019, etc., batch, has been complied, on 13.01.2021, by considering the petitioners' representations, the disobedience alleged cannot be termed as wilful and accordingly, the contempt petitions stand closed. No costs.

Sd/-

Assistant Registrar (AE)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

TM

*Note: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate/litigant concerned.*

To

Dr.S.Prabakar, I.A.S.,  
The Commissioner,  
Hindu Religious and Charitable Endowments,  
Nungambakkam,  
Chennai - 34.

+1 CC to M/s.SPL GP ( SR-3079[F] dated 03/02/2021 )

Cont P. (MD) .Nos.84 & 85 of 2021  
02.02.2021

TP (CO)

KB(18.02.2021) 2P 3C