



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.11.2021

CORAM:

THE HONOURABLE DR JUSTICE ANITA SUMANTH

W.P.(MD) Nos.3313 to 3315 of 2018

WEB COPY

In W.P(MD)No.3313 of 2018:

A.Mustafa

... Petitioner

Vs.

1.The Government of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Finance (Pay Cell) Department,
Fort St. George,
Chennai - 600 009.

2. The Government of Tamil Nadu,
Rep. by its Secretary to Government,
Rural Development and Panchayat Raj Department,
Fort. St. George,
Chennai - 600 009.

3.The Commissioner of Rural Development,
And Panchayat Raj Department,
Panagal Building,
Saidapet, Chennai 600 015.

4. The District Collector (PD Section),
Sivagangai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to revise the scales of pay of the petitioner as per G.O.Ms.No.71 (Finance) Pay Cell dated 26.02.2011, in accordance with directions given in Para 51(vi) of the judgment rendered by Division Bench of this Court in W.A.No.504/2013 dated 27.02.2014 with all consequential benefits such as revised pension, arrears of pension and salary as the case may be within time frame by this Court.

In W.P(MD)No.3314 of 2018:

S.Ramamoorthy

... Petitioner

Vs.

1.The Government of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Finance (Pay Cell) Department,
Fort St. George,
Chennai - 600 009.



2. The Government of Tamil Nadu,
Rep. by its Secretary to Government,
Rural Development and Panchayat Raj Department,
Fort. St. George,
Chennai - 600 009.

3. The Commissioner of Rural Development,
And Panchayat Raj Department,
Panagal Building,
Saidapet, Chennai 600 015

4. The District Collector (PD Section),
Sivagangai District.

... Respondents

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In W.P(MD)No.3315 of 2018:

M.Duraiaraj

... Petitioner

Vs.

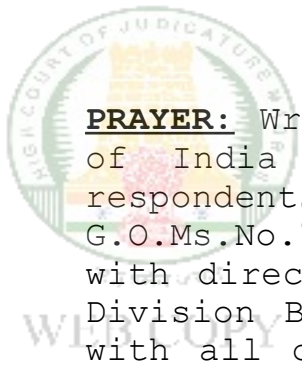
1. The Government of Tamil Nadu,
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Fort St. George,
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2. The Government of Tamil Nadu,
Rep. by its Secretary to Government,
Rural Development and Panchayat Raj Department,
Fort. St. George,
Chennai - 600 009.

3. The Commissioner of Rural Development,
And Panchayat Raj Department,
Panagal Building,
Saidapet, Chennai 600 01

4. The District Collector (PD Section),
Rudukkottai District.

... Respondents



PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to revise the scales of pay of the petitioner as per G.O.Ms.No.71 (Finance) Pay Cell dated 26.02.2011, in accordance with directions given in Para 51(vi) of the judgment rendered by Division Bench of this Court in W.A.No.504/2013 dated 27.02.2014 with all consequential benefits such as revised pension, arrears of pension and salary in the light of the petitioner's representation dated 06.12.2017 as the case may be within time frame by this Court.

For Petitioner : Mr.A.P.Muthupandian

For Respondents : Mr.A.K.Manikkam

Special Government Pleader

COMMON ORDER

The petitioners are Block Development Officers in the Rural Development Department in Pudukkottai District. They seek a mandamus directing the State/R1 and R2, the Commissioner of Rural Development/R3 and the District Collector (PD Section), Sivagangai District/R4 to revise their pay scale in line with G.O.Ms.No.71 (Finance) Pay Cell dated 26.02.2011. In this context, they also refer to the directions issued in W.A.No.504 of 2013 dated 27.02.2014.

2.A common counter has been filed by all the respondents and the District Collector/R4 has filed a separate counter as well. Learned Special Government Pleader appearing for the respondents, would submit that G.O.Ms.No.417 Finance (Pay Cell) Department dated 12.11.2020 would have a bearing upon the decision to be taken upon the claim of the petitioners.

3. Without expressing any view on the merits of the claim made by the petitioner, and seeing as the petitioners have filed representations dated 27.10.2017 and 06.12.2017 before the respondents putting forth the identical claim made by them in the present writ petitions the following direction would suffice.

4. A direction is issued to the District Collector (PD Section), Sivagangai District and Pudukkottai District/R4 to dispose the aforesaid representations in consultation with the Commissioner of Rural Development and Panchayat Raj Department/R3, after hearing the petitioners in accordance with applicable Government Orders and in accordance with law. I direct accordingly. The aforesaid exercise shall be completed within a period of eight(8) weeks from today.



5. These Writ Petitions are disposed with the above direction.
No costs.

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// True Copy //

Sd/-

Assistant Registrar (CS III)

/ /2021

Sub Assistant Registrar (CS)

CM

To,

1.The Principal Secretary to Government,
Government of Tamil Nadu,
Finance (Pay Cell) Department,
Fort St. George,
Chennai - 600 009.

2. The Secretary to Government,
Government of Tamil Nadu,
Rural Development and Panchayat Raj Department,
Fort. St. George,
Chennai - 600 009.

3.The Commissioner of Rural Development,
And Panchayat Raj Department,
Panagal Building,
Saidapet, Chennai 600 01

4. The District Collector (PD Section),
Sivagangai District.

5. The District Collector (PD Section),
Pudukkottai District.

+1 CC to M/s.SPL GP (SR-34780[F] dated 17/11/2021)

W.P. (MD) Nos.3313 to 3315 of 2018
16.11.2021

MA (CO)

SB(09.12.2021) 4P 7C