



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.26846 of 2019

Renganathan

...Petitioner

Vs.

1.The Principal Secretary to the Government,
School Education Department,
St.George Fort, Chennai-600 009.

2.The District Collector,
Thanjavur, Thanjavur District.

3.The Director of School Education,
DPI Complex, College Road, Chennai-06.

4.The Chief Education Officer,
Chief Educational Office, Thanjavur,
Thanjavur District.

5.The Accountant General (A &E),
Accountant General (A&E) Office,
No.361, Anna Salai, Teynampet, Chennai-18.

6.The District Treasury Officer,
The District Treasury Office,
Collectorate Campus, Thanjavur,
Thanjavur District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to disburse the petitioner's retirement benefits and monthly pension as per the proceedings of the fifth respondent in P09/10923204/2/R0923204 dated 01.07.2019 along with interest.

For Petitioner : Mr.R.Maheswaran

For R-1 to R4

and R-6

: Mr.N.Shanmugaselvam

Additional Government Pleader

For R-5

: Mr.P.Gunasekaran

O R D E R

Under the Tamil Nadu Pension Rules, the respondents would be justified in withholding the retirement benefits and monthly pension, whenever the departmental proceedings have been instituted against the Government servants. Admittedly, the departmental proceedings are pending before the concerned Authority against the petitioner and as such, the prayer sought for in the present writ



petition seeking for disbursement of the retirement benefits is not feasible.

2. Nevertheless, since the writ petitioner is now aged about 59 years, the third respondent shall endeavour to conclude the disciplinary proceedings initiated against the petitioner as expeditiously as possible.

3. Accordingly, this Writ Petition stands closed. No costs.

Sd/-

Assistant Registrar (CSIII)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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

1. The Principal Secretary to the Government,
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2. The District Collector,
Thanjavur, Thanjavur District.
3. The Director of School Education,
DPI Complex, College Road, Chennai-06.
4. The Chief Education Officer,
Chief Educational Office, Thanjavur, Thanjavur District.
5. The District Treasury Officer,
The District Treasury Office,
Collectorate Campus, Thanjavur, Thanjavur District.

+1 CC to M/s.R.MAHESWARAN, Advocate (SR-3409[F] dated 04/02/2021)
+1 CC to M/s.SPL GP (SR-3553[F] dated 05/02/2021)

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