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Order dated : 06.07.2022
Contempt Petition No.1476 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.07.2022

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

Contempt Petition No.1476 of 2016

- 1.C.Jayaraman
S/o.Chinnakannu
- 2.D.Kumaran
S/o.Duraisamy Gounder
- 3.K.Natarajan
S/o.Kuppusamy Gounder
- 4.Radhabai Somasundaram

... Petitioners

Vs.

- 1.Ms.Sabitha
The Government of Tamil Nadu
represented by its Secretary,
Education (G1) Department,
Fort St.George, Chennai - 9.
- 2.Mr.Elangovan
The Director of Elementary Education,
DPI Compound, College Road,
Chennai - 6.
- 3.Mr.Pon. Kumar
The Chief Educational Officer,
Thiruvannamalai District,
Thiruvannamalai.



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4.Mr.K.Govindasamy
The District Educational Officer,
Thiruvannamalai District,
Thiruvannamalai.

5.Mr.Manoharan
The District Educational Officer,
Vellore District, Vellore.

6.Mr.Thirupathi
The Assistant Elementary Educational Officer,
Madhanur Union, Vellore District.

7.Mr.Udayakumar
The Assistant Elementary Educational officer,
West Arni, Thiruvannamalai District.

... Respondents

PRAYER:

Contempt Petition filed u/s.11 of the Contempt of Courts Act, 1971, praying to punish the respondents herein for their act of willful disobedience of the order passed by this Court in W.P.No.16672 of 2015 dated 29.07.2015.

For Petitioner : Mr.P.Murali
For Respondents : Mrs.S.Anitha
Special Government Pleader

ORDER

This contempt petition is filed to punish the respondents for willful disobedience of the order passed by this Court in W.P.No.16672 of 2015 dated 29.07.2015, in which, this Court ordered as follows:

"10.3. It is made clear that if the petitioners joined the service after 01.10.1970 and even if they were promoted as Middle School



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Headmasters, the petitioners are not entitled to seek the benefit of Selection Grade/Special Grade pay in the post of Middle School Headmasters, by counting the service rendered as Secondary Grade Teachers/Primary School Headmasters, from the date of their promotion as Middle School Headmasters.

11. The above said exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order, in the light of the aforesaid directions. It is also made clear that if the petitioners joined service after 01.10.1970, they could not ask for Selection Grade/Special Grade in the post of Middle School Headmasters, by counting the service rendered as Secondary Grade Teachers/Primary School Headmasters."

2. Learned counsel appearing for the petitioners made a submission that the petitioners joined in service before 01.10.1970 and therefore, they are eligible for the benefits and their date of appointment is also extracted in the order passed by this Court.

3. Learned Special Government Pleader appearing for the respondents made a submission that the eligibility of the petitioners was verified with reference to their service records and accordingly, the authorities have passed an order in proceedings dated 24.11.2021. Based on the said order dated 24.11.2021, the amount due to the petitioners has also been settled. This being the factum, there is no further adjudication needs to be entertained in respect of the contempt petition.

S.M.SUBRAMANIAM., J



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Accordingly, this contempt petition is closed.

06.07.2022

Index : Yes
Speaking order
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