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W.P.No.33713 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:15.12.2022

Coram

The HONOURABLE MR.JUSTICE **ABDUL QUDDHOSE**

W.P.No.33713 of 2022

T.Udhayasuriyan

.. Petitioner

vs

1.The Director General of Police,
Office of the Director General of Police,
Mylapore, Chennai.

2.The Commissioner of Police,
Chennai City, Vepery,
Chennai – 7.

.. Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of mandamus directing the respondents to consider and pass orders on the petitioner's representation dated 05.12.2022 to fix the basic salary at the time of retirement dated 28.02.2018 on par with the similarly placed persons.

For Petitioner : Mr.V.Lakshmi Narayanan

For Respondents : Mr.R.U.Dinesh Raj Kumar
Additional Government Pleader



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ORDER

The grievance of the petitioner in this writ petition is that his basic pay on the date of his retirement has been erroneously fixed by the respondents.

2. The petitioner retired from service on 28.02.2018. According to him, in respect of the similarly placed employees, the basic pay was fixed as on 28.02.2018 at Rs.55,700/- whereas the petitioner's basic pay was erroneously fixed at Rs.52,500/-. In such circumstances, he has given a representation on 05.12.2022 to refix his basic pay on the date of his retirement i.e. on 28.02.2018 at Rs.55,700/-. Since the representation has not been considered till date, he has filed this writ petition.

3. Heard Mr.V.Lakshmi Narayanan, learned counsel for the petitioner and Mr.R.U.Dinesh Raj Kumar, learned Additional Government Pleader, who accepts notice on behalf of the respondents.



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4. No prejudice would be caused to the respondents if the petitioner's representation as stated supra is considered on merits and in accordance with law within a time frame that may be fixed by this Court.

5. For the foregoing reasons, this Court directs the first respondent to pass final orders on merits and in accordance with law on the petitioner's representation dated 05.12.2022 seeking to refix his basic pay on the date of his retirement i.e. on 28.02.2018 at Rs.55,700/- within a period of twelve weeks from the date of receipt of a copy of this order.

6. With the aforesaid direction, this writ petition stands disposed of. No costs.

15.12.2022

Index:Yes/No
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To

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ABDUL QUDDHOSE,J.

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