



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.10.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.1257 of 2020

C.Baluchamy

... Petitioner

Vs.

1. The Managing Director,
State Express Transport Corporation Tamil Nadu Ltd.,
Pallavan Salai,
Chennai – 2.
2. The Senior Deputy Manager (H.R.),
State Express Transport Corporation Tamil Nadu Ltd.,
Pallavan Salai, Chennai -2.
3. The Branch Manager,
State Express Transport Corporation Tamil Nadu Ltd.,
Madurai -7.
4. The Administrator,
Tamil Nadu State Transport
Corporation Employees Pension Fund Trust,
Thiruvalluvar Illam, Pallavan Salai,
Chennai -2.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records connected with the impugned order passed by the 2nd respondent in his Lr. No.053481/L9/SM/AVPOKA/2017 dated 02.01.2020, quash the same and consequently direct the respondents to extend the



benefit of 5th Pay commission benefits in terms of G.O.Ms. No.142 Transport Department dated 21-08-2008 and the subsequent G.O.Ms.No.235 Finance (Pay Cell) Department dated 01-06-2009 for 6th Pay Commission Benefits which were implemented in terms of G.O.Ms.No.280 Finance (BPE) Department dated 01-07-2009 and to extend the benefit of order in WP.Nos.11572 and 10867 of 2013 dated 18-11-2013 which was confirmed by the Hon'ble Division Bench of Madras High Court in W.A.Nos.399 and 400 of 2014 dated 05.08.2014.

For Petitioner : Mr.S.Govindan

For R-1 to R-3 : Mr.K.Sathiya Singh,
Standing Counsel.

For R-4 : Mr.S.C.Herold Singh,
Standing Counsel.

* * *

ORDER

Heard the learned counsel on either side.

2. The petitioner seeks benefit of G.O.Ms.No.142 Transport (C1) Department dated 21.08.2008. The said Government Order came into force with effect from 01.01.2008. The writ petitioner had retired from service on



31.03.2007 itself.

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3. Therefore, the aforesaid Government Order cannot have any application to the writ petitioner. This writ petition stands dismissed. No costs.

27.10.2022

Index : Yes / No

Internet : Yes/ No

PMU

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G.R.SWAMINATHAN,J.

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