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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.01.2016

CORAM :

THE HONOURABLE MR. JUSTICE V. RAMASUBRAMANIAN

and

THE HONOURABLE MR. JUSTICE N. KIRUBAKARAN

Writ Appeal (MD) Nos. 1323 to 1337 of 2015

and

M.P (MD) Nos. 2 and 3 of 2015

1 THE GOVERNMENT OF TAMIL NADU
REP BY ITS SECRETARY RURAL DEVELOPMENT
DEPARTMENT FORT ST. GEORGE SECRETARIAT
CHENNAI-009.

2 THE DIRECTOR OF RURAL
DEVELOPMENT PANAGAL BUILDING SAIDAPET
CHENNAI 015.

3 THE DISTRICT COLLECTOR/
INSPECTOR OF PANCHAYATS TIRUCHI DT
TIRUCHI.

... APPELLANTS in WA (MD) No. 1323 TO 1337 of 2015

-VS-

PITCHAI ... 1st RESPONDENT in WA (MD) No. 1323 of 2015

VEERASAMY ... 1st RESPONDENT in WA (MD) No. 1324 of 2015

VARATHARAJAN ... 1st RESPONDENT in WA (MD) No. 1325 of 2015

VASIAPPAN ... 1st RESPONDENT in WA (MD) No. 1326 of 2015

PAKKIAM ... 1st RESPONDENT in WA (MD) No. 1327 of 2015

PONNAN ... 1st RESPONDENT in WA (MD) No. 1328 of 2015

SANGAN ... 1st RESPONDENT in WA (MD) No. 1329 of 2015

RENGASAMY ... 1st RESPONDENT in WA (MD) No. 1330 of 2015

LOGANATHAN ... 1st RESPONDENT in WA (MD) No. 1331 of 2015

CHINNAIH ... 1st RESPONDENT in WA (MD) No. 1332 of 2015

<https://hcservices.ecourts.gov.in/hcservices/>

JEYARAMAN ... 1st RESPONDENT in WA (MD) No. 1333 of 2015



RENGARAJAN ... 1st RESPONDENT in WA(MD) No.1334 of 2015
MUTHUSAMY ... 1st RESPONDENT in WA(MD) No.1335 of 2015
MOHAMED HANIFFA ... 1st RESPONDENT in WA(MD) No.1336 of 2015
RATHINAM ... 1st RESPONDENT in WA(MD) No.1337 of 2015

THE ACCOUNT AND GENERAL,
NO.361, ANNA SALAI, CHENNAI-015.

... 2ND RESPONDENT in ALL Writ Appeals

Prayer in WA(MD) No.1323 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9105 of 2014 on the file of this Honble Court.

Prayer in WA(MD) No.1324 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9106 of 2014 on the file of this Honble Court, for the following among other.

Prayer in WA(MD) No.1325 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9107 of 2014 on the file of this Honble Court, for the following among other.

Prayer in WA(MD) No.1326 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9108 of 2014 on the file of this Honble Court, for the following among other.

Prayer in WA(MD) No.1327 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9109 of 2014 on the file of this Honble Court, for the following among other.

Prayer in WA(MD) No.1328 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9110 of 2014 on the file of this Honble Court, for the following among other.



Prayer in WA(MD) No.1329 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9111 of 2014 on the file of this Honble Court, for the following among other.

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Prayer in WA(MD) No.1330 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30/06/2014 made in WP(MD) NO. 9112 of 2014 on the file of this Honble Court.

Prayer in WA(MD) No.1331 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9113 of 2014.

Prayer in WA(MD) No.1332 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9118 of 2014.

Prayer in WA(MD) No.1333 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9115 of 2014.

Prayer in WA(MD) No.1334 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9116 of 2014.

Prayer in WA(MD) No.1335 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9117 of 2014.

Prayer in WA(MD) No.1336 of 2015:

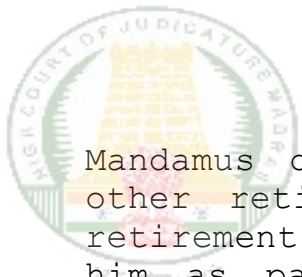
Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9118 of 2014.

Prayer in WA(MD) No.1337 of 2015:

Writ Appeal filed under clause 15 of letters Patent Act against the order dated 30.06.2014 made in W.P(MD) No.9119 of 2014.

<https://hdservices.courts.gov.in/hdservices/> Prayer in WP(MD) No. 9105/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of



Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9106/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9107/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9108/ 2014 :

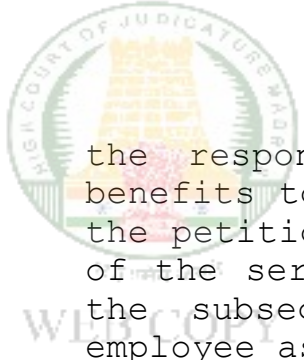
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9109/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant .

<https://hseverecourts.gov.in/cservices/> Prayer in WP(MD). 9110/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing



the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9111/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9112/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9113/ 2014 :

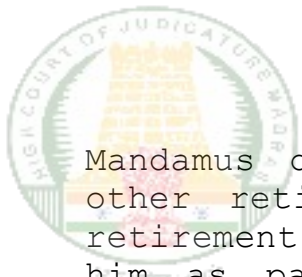
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9114/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

<https://hsever.in.gov.in/services/> Prayer in WP(MD). 9115/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of



Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9116/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9117/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9118/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50% of the services rendered by him as part-Time panchayat Clerk and the subsequent service rendered by him as Full-Time regular employee as Panchayat Assistant.

Prayer in WP(MD). 9119/ 2014 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to sanction the pension and other retirement benefits to the petitioner from the date of retirement taking into account 50 % of the services rendered by him as part- Time Panchayat Clerk and the subsequent service rendered by him as Full- Time regular employee as Panchayat Assistant.



For Appellants

: Mr.A.K.Baskarapandian,
Special Government Pleader.
(in all Writ Appeals)

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JUDGMENT

(Judgment of the Court was delivered by **V. RAMASUBRAMANIAN, J**)

This appeals arise out of an order of the learned Judge directing 50% of the services rendered by the first respondent in all the writ appeals as Part Time Panchayat Clerks to be counted for the purpose of grant of pensionary benefits.

2.Heard Mr.A.K.Baskarapandian, learned Special Government Pleader for the appellants.

3.The issue is covered by the judgment of another Division Bench of this Court in W.A.(MD)No.1028 of 2015, dated 30.09.2015. Therefore, following the same, the writ appeals are dismissed. No costs. Consequently, M.P(MD)Nos.2 and 3 of 2015 are closed.

Sd/-
Assistant Registrar

/True Copy/

Sub Assistant Registrar

To

- 1.The Secretary,
Government of Tamil Nadu,
Rural Development Department,
For St., George, Secretariat,
Chennai 600 009.
- 2.The Director of Rural Development,
Panagal Building,Saidapet, Chennai 600 005.
- 3.The District Collector/Inspector of Panchayats,
Tiruchi District, Tiruchi.
- 4.THE ACCOUNT AND GENERAL,
NO.361,ANNA SALAI,CHENNAI-015.

+1cc to Special Government Pleader Sr.No.1390 to 1404

sms

AA/SKS-RR/12.01.2016/7p-6c

Writ Appeal (MD) Nos.1323 to 1337 of 2015 and
M.P(MD)Nos.2 and 3 of 2015