



WEB COPY



W.P.No.31545 of 2012

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.09.2023

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.31545 of 2012 and
MP.No.1 of 2013

G.Ravindranath

... Petitioner

Vs.

1.The Secretary to Government,
Finance (Pension) Department,
Fort St.George, Chennai-9
2.The Director of Local Funds &
Accounts (Pension),
Kuralagam, Chennai-108

... Respondents

PRAYER: Writ Petition is filed under Article 226 of Constitution of India praying to issue Writ of Mandamus directing the respondents to sanction, draw and disburse the arrears of pension due to the petitioner's father based on the GO.Ms.No.579 Finance(Pension) Department dated 05.09.2006 and also as per Circular of the second respondent in Na.Ka.No.53192/NAO(1)/2006 dated 15.11.2006 to the petitioner within a reasonable time.

For Petitioner : Mr.M.Muthappan

For Respondents : Mr.L.S.M.Hasan Fizal,
Additional Government Pleader



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ORDER

This writ petition has been filed for direction to the respondents to sanction, draw and disburse the arrears of pension due to the petitioner's father.

2. Heard, the learned counsel appearing on either side.

3. The petitioner's father retired from the service while working at Tirupur Municipality on 03.07.1970 on attaining the age of superannuation. The petitioner is also a retired employee. While the petitioner's father was alive, he was drawing pension. After period of 42 years, the petitioner is now claiming arrears of pension of his late father. Admittedly, the petitioner's father while he was alive, was receiving pension. Therefore, if at all any arrear of pension, his father would have claimed. As such, the claim of the petitioner cannot be considered after period of 42 years and this writ petition is devoid of merits.



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4. Accordingly, this writ petition is dismissed. Consequently, connected miscellaneous petition is closed. There shall be no order as to costs.

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Internet: Yes
Index: Yes/No
Speaking/Non-speaking order
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G.K.ILANTHIRAIYAN, J.

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To

- 1.The Secretary to Government,
Finance (Pension) Department,
Fort St.George, Chennai-9
- 2.The Director of Local Funds &
Accounts (Pension),
Kuralagam, Chennai-108
3. The Government Advocate,
High Court, Madras.

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