



WEB COPY



WP.No.20647 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.07.2023

CORAM

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

WP.No.20647 of 2023

Suresh Kumar

.. Petitioner

Versus

1.The State of Tamil Nadu
Rep by The Member Secretary
Tamil Nadu State Legal Services Authority
North Fort Road, High Court Campus
Chennai – 600 104

2.The Secretary
Tamil Nadu State Legal Services Authority
North Fort Road, High Court Campus
Chennai – 600 104

3.The Principal Accountant General (A&E)
Anna Salai, Chennai – 600 018

4.The Chairman
Principal District Judge
District Legal Services Authority
District Court Buildings
Ariyalur – 621 704

5. The Chairman
District Munsif
Taluk Legal Services Committee
District Munsif Court Buildings
Jayankondam – 621 802

.. Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India
praying to issue a Writ of Mandamus, directing the respondents 1, 4 & 5 to



WP.No.20647 of 2023

immediately, grant increments for the year 2012 & 2013 and Earned Leave salary for 240 days out of the service period of the petitioner's husband and thereafter the 3rd respondent is directed to calculate the same in the pension in PPO No.R0220833/JUD, on the basis of the petitioner's representation dated 14.03.2023.

For Petitioner : Mr.P.M.Vishnuvarthanan

For Respondents : Mr.V.P.R.Elamparithi for R1, 4 & 5
Additional Government Pleader

ORDER

This Writ Petition has been filed seeking to direct the respondents 1, 4 & 5 to immediately, grant increments for the year 2012 & 2013 and Earned Leave salary for 240 days out of the service period of the petitioner's husband and thereafter the 3rd respondent is directed to calculate the same in the pension in PPO No.R0220833/JUD, on the basis of the petitioner's representation dated 14.03.2023.

2. Though the writ petition has been filed in the name of the husband namely Mr.Suresh Kumar, the affidavit is sworn in the name of his wife. It is the contention of the learned counsel for the petitioner that, since, the petitioner is continuously bedridden, the affidavit is sworn by his wife.

3. It is the case of the writ petitioner that petitioner has retired from the service on 25.10.2013 by obtaining VRS under medical grounds. It is the



WP.No.20647 of 2023

grievances of the writ petitioner that firstly, the increment for the year 2012 & 2013 is not paid and secondly, Earned Leave Salary for the period of 240 days out of the service period are also not paid. Hence, the petitioner has given representation dated 14.03.2023, which is pending without consideration till date. Hence, this writ petition.

3. Heard both sides and perused the materials placed on record. Considering the limited relief as sought for in this writ petition, this Court is inclined to direct the respondents 1, 4 & 5 to consider the representation of the petitioner dated 14.03.2023 and pass appropriate orders on merits and in accordance with law within a period of two month from the date of receipt of a copy of this Order.

4. Accordingly, this writ petition stands disposed of. No costs.

18.07.2023

dhk

Index: Yes/No

Internet: Yes/No

Neutral Citation: Yes/No



WP.No.20647 of 2023

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N.SATHISH KUMAR, J.

dhk

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