



W.P.(MD)No.1361 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 24.01.2023

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.(MD)No.1361 of 2023

Mrs.M.Pathmuthu Hajara

... Petitioner

Vs.

- 1.The Director of Elementary Education,
DPI Campus,
Chennai -6.
- 2.The Joint Director of Elementary Education,
DPI Campus,
Chennai -6.
- 3.The Chief Educational Officer,
Tirunelveli.
- 4.The District Educational Officer (Elementary),
Tirunelveli District.
- 5.The Block Educational Officer,
Palayamkottai Nagar,
Tirunelveli District 627 002.
- 6.Kazanathul Uloom Primary School,
represented by its Manager,



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133/50A – Moolan Ahmed Pillai Street,
Melapalayam,
Tirunelveli District.

... Respondents

PRAYER : Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondent Nos.4 to 6 to disburse the monthly salary of the petitioner for the month of December 2015, annual increment for the year 2022, part final amount from the teachers provident fund, arrears of salary in the post of Headmaster from 10.08.2010 to 31.05.2017 within the time period stipulated by this Court.

For Petitioner : Mr.S.Rajasekar
For R1 to R5 : Mr.S.Saji Bino
Special Government Pleader

ORDER

This writ petition has been filed for issuance of a writ of Mandamus, directing the respondents 4 to 6 to disburse the monthly salary of the petitioner for the month of December 2015, annual increment for the year 2022, part final amount from the teachers provident fund and arrears of salary in the post of Headmaster from 10.08.2010 to 31.05.2017.



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2. The case of the petitioner is that she was appointed as Secondary Grade Teacher in the year 1995 and her appointment was duly approved by the fourth respondent. Further, she was promoted to the post of Headmaster with effect from 10.08.2010 and her promotion was also duly approved by the fourth respondent on 19.04.2017. However, due to personal vengeance, she was not paid several monetary benefits such as monthly salary of the petitioner for the month of December 2015, annual increment for the year 2022, part final amount from the teachers provident fund and arrears of salary in the post of Headmaster from 10.08.2010 to 31.05.2017. Hence, she has made several representations to the respondents 4 to 6 on various dates such as 21.11.2022, 26.11.2022 and 01.01.2023. While so, the sixth respondent has issued a memo on 01.01.2023 against the petitioner. Therefore, the petitioner has sent a letter dated 03.01.2023, seeking for the documents mentioned in the reference. However, the sixth respondent has not sent any proposal to the respondents 4 and 5. Hence, the present writ petition has been filed.



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3. The learned counsel appearing for the petitioner would submit that this Court may issue a direction to the respondents 4 to 6 to consider the petitioner's representation dated 01.01.2023 and pass appropriate orders within a reasonable time as fixed by this Court.

4. Heard the learned counsel for the petitioner and the learned Special Government Pleader appearing for the respondents 1 to 5.

5. Considering the limited request made by the learned counsel for the petitioner, this Court, without going into the merits of the matter, directs the respondents 4 to 6 to consider the petitioner's representation dated 01.01.2023 and pass appropriate orders, on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.



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6. With the above direction, this Writ Petition is disposed of. No costs.

24.01.2023

NCC: Yes/No
Index : Yes / No
Speaking Order : Yes / No

akv

To

- 1.The Director of Elementary Education,
DPI Campus,
Chennai -6.
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Chennai -6.
- 3.The Chief Educational Officer,
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- 5.The Block Educational Officer,
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M.DHANDAPANI,J.

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