



W.P.(MD)No.4404 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED:02.03.2023

CORAM:

THE HONOURABLE **MR.JUSTICE M.DHANDAPANI**

W.P.(MD)No.4404 of 2023

K.Santhana Paul

... Petitioner

Vs.

1.The Commissioner of Municipal Administration,
Chepauk,
Chennai – 600 005.

2.The Commissioner,
Thoothukudi City Municipal Corporation,
Thoothukudi,
Thoothukudi District.

3.The Deputy Director of Local Fund Audit,
Thoothukudi City Municipal Corporation Campus,
Thoothukudi,
Thoothukudi District.

. . . Respondents

Prayer:Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the second respondent to provide the arrears of interest for the subscription amount deducted from the salary of the petitioner towards the General Provident Fund while in service along with Dearness Allowance Arrears and Vth Pay Commission Arrears and Revised Pay Commission Arrears within the time stipulated by this Court.

For Petitioner : Mr.S.Louis

For R-1 & R-3 : Mrs.K.Christy Theboral,



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For R-2

Additional Government Pleader
: Mr.N.Anand Kumar

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ORDER

This writ petition has been filed for a direction to the second respondent to pay the arrears of interest for the subscription amount deducted from the salary of the petitioner towards the General Provident Fund while he was in service along with Dearness Allowance Arrears and Vth Pay Commission Arrears and Revised Pay Commission Arrears within a specified period.

2. The case of the petitioner is that after serving several years as Cleanliness Worker in the second respondent Corporation, the petitioner retired from service on 31.07.2011. The grievance of the petitioner is that, at the time of retirement, terminal benefits were not paid in full. Hence, the petitioner has made a representation to the second respondent on 19.11.2022, requesting to pay the amount payable to him. The said representation was not considered so far. Hence, the petitioner has filed this writ petition with the aforesaid prayer.

3. The learned counsel appearing for the petitioner would submit that it would suffice, if the second respondent is directed to dispose of the representation of the petitioner, dated 19.11.2022, on merits and in accordance with law, within a specified period.



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4. The learned standing counsel appearing for the second respondent, has no serious objection for such an order being passed by this Court.

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 second respondent to consider the petitioner's representation, dated 19.11.2022 and pass appropriate orders, on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order.

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

02.03.2023

pm



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To

1. The Commissioner of Municipal Administration,
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Thoothukudi,
Thoothukudi District.
3. The Deputy Director of Local Fund Audit,
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M.DHANDAPANI,J.

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