



W.P.(MD) No.12942 of 2020

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 23.01.2023

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.(MD) No.12942 of 2020

S.Ramasundaramani

... Petitioner

-VS-

- 1.The Commissioner
Municipal Administration, Chennai
- 2.The Director
The Regional Municipal Administration,
Tirunelveli 2
- 3.The Commissioner,
Ambasamudram Municipality
Ambasamudram, Tirunelveli District.
- 4.The Commissioner,
Tuticorin Municipality
Thoothukudi.
- 5.The Commissioner
Kovilpatti Municipality
Kovilpatti, Thoothukudi District.
- 6.The Commissioner,
Paramakudi Municipality, Paramakudi, Ramanathapuram District.



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7.The Commissioner,
Tenkasi Municipality, Tenkasi.

8.The Commissioner,
Virudhunagar Municipality, Virudhunagar.

9.The Commissioner,
Kadayanallur Municipality
Kadayanallur, Tenkasi District.

10.The Commissioner,
Kuzhithurai Municipality
Kuzhithurai, Kanyakumari District.

... Respondents

Prayer:- Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus to direct the respondents 4 to 10 herein to consider the representation dated 29.04.2020 through 3rd respondent requesting the respondents 4 to 10 to furnish the details of the employees provident fund which has been deducted while the petitioner was in service from 01.12.1995 to 03.04.2020 under the respondents Municipalities 4 to 10 along with the interest and forward the same to the 7th respondent municipality for adjustment of loan amount due before the 7th respondent municipality and communicate the same to the petitioner within the time limit fixed by this Court.

For Petitioner : Mr. PTS.Narendravasan

For Respondents :Mr.S.P.Maharajan for R1 &
Special Government Pleader

Mr.M.Rajarajan for R3

Mr.N.Anandkumar for R4

Mr.P.Srinivas for R5



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Mr.Kannan for R6
Mr.P.Aathimoolapandian for R7 & R10
Mr.M.Saravanakumar for R9
No appearance for R8

ORDER

The writ petition has been filed for a mandamus directing the respondents 4 to 10 herein to consider the representation dated 29.04.2020 through 3rd respondent requesting the respondents 4 to 10 to furnish the details of the employees provident fund, which has been deducted while the petitioner was in service from 01.12.1995 to 03.04.2020 under the respondents Municipalities 4 to 10 along with the interest and forward the same to the 7th respondent municipality for adjustment of loan amount due before the 7th respondent municipality and communicate the same to the petitioner within the time limit fixed by this Court.

2. The case of the petitioner is that he was worked in the respondent Municipalities in various cadres. The details of which are as follows:



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Sl.No.	Name of the Municipality	Period worked from to	Post held
1	Tuticorin	01.12.1995 to 03.12.1996	Junior Assistant
2	Kovilpatti	01.01.1997 to 20.10.2003	Junior Assistant
3	Paramakudi	21.10.2003 to 09.07.2006	Junior Assistant
4	Tenkasi	10.07.2006 to 05.03.2014 06.03.2014 to 12.01.2015	Junior Assistant Assistant
5	Virudhunagar	14.01.2015 to 14.09.2015	Assistant
6	Kadayanallur	15.09.2015 to 28.06.2017	Revenue Inspector
7	Kuzhithurai	29.06.2017 to 03.04.2020	Revenue Inspector

3. It is his specific case that during the employment period with the respondent Municipalities, the details of deduction as to the provident fund, loan deduction and deduction as to the pay commission arrears were not furnished to the petitioner herein and hence, the petitioner made a representation to the respondents. Since no action is forthcoming, the present writ petition has been filed.

4. The learned counsel for the petitioner would submit that the petitioner is about to retire in the year 2020, however, due to extension granted by the Government in the year 2020, the petitioner is still holding the post. He would further submit that the first respondent issued no objection for the



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petitioner's retirement and therefore, seeking the details of EPF contributions, loan deduction etc., the petitioner made a representation and hence, prays for a direction.

5. The learned counsel for the 5th respondent Municipality by relying upon the counter affidavit would submit that with regard to the deduction of EPF amount, the employees can very well verify with their respective salary slip and if there is any dispute, they can clarify with the concerned municipalities. It is further contended that as far as the details with regard to the 5th respondent municipality is concerned, the same has been furnished to the Commissioner, Tenkasi Municipality. He would further submit that the EPF contribution for the period 1997-1998 to 20.10.2003 was arrived at Rs.11,649/-, which amount also sent to the Commissioner, Tenkasi Municipality vide cheque No.154007 dated 24.03.2014. He would further submit that if the petitioner approaches the respondents, the details would be furnished to him within a period of two weeks.

6. Heard the learned counsel for the petitioner and the learned counsel for the respondents.



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7. In view of the said submission made by the learned counsel for both sides, the writ petition is disposed of with a direction to the respondent Municipalities to furnish the details as sought for by the petitioner. The said exercise shall be completed within a period of four weeks from the date of receipt of a copy of this order. No costs.

23.01.2023

NCC : Yes/No
Index : Yes/No
Internet : Yes

RR

To

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Municipal Administration
Chennai

2.The Director
The Regional Municipal Administration,
Tirunelveli 2

3.The Commissioner,
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Ambasamudram
Tirunelveli District.



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M.DHANDAPANI, J.

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