



W.P.No.1356 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.01.2024

CORAM:

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

W.P.No.1356 of 2024

S.Rajeswari

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Petitioner

Vs

1. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
School Education Department,
Fort St.George, Secretariat,
Chennai – 600 009.

2. The Director of School Education,
DPI Campus, College Road,
Chennai – 600 006.

3. The Chief Educational Officer,
Villupuram District,
Villupuram.

4. The District Educational Officer (Secondary),
Tindivanam Educational District,
Tindivanam,
Villupuram District.

5. The Secretary,
Sri Sivaprakasa Swamigal Hr.Sec. School,
Mailam, Tindivanam,
Villupuram District.

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Respondents



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Prayer : Writ Petition filed under Article 226 of Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents 1 to 4 to sanction incentive increment to the petitioner in the post of B.T.Assistant for acquiring M.A.(Tamil) degree with effect from 07.01.2012 and M.Phil. degree with effect from 18.01.2013, in accordance with the sanction order issued by the 4th respondent vide Proceedings in Na.Ka.No.1987/A2/2020 dated 11.09.2020 and subsequent proceedings in Mu.Mu.No. 2254/A2/2021 dated 07.01.2022, by accepting the Bill for the same, without reference to G.O.Ms.No.37, Personnel and Administrative Reforms(FR-IV) Department dated 10.03.2020 or any subsequent Government Orders, along with interest for delay in payment of incentive increment till date of payment in consideration of representation submitted by the petitioner dated 17.06.2022, 25.09.2023 and 03.10.2023, within a time frame to be fixed by this Court.

For Petitioner	: Mr.S.Nedunchezhiyan
For Respondents	: Mr.A.M.Ayyadurai
	Government Advocate.

ORDER

This Writ Petition has been filed for direction directing the respondents 1 to 4 to sanction incentive increment to the petitioner in the post of B.T.Assistant for acquiring M.A.(Tamil) degree with effect from 07.01.2012 and M.Phil. degree with effect from 18.01.2013, in accordance with the sanction order issued by the 4th respondent vide Proceedings in Na.Ka.No.1987/A2/2020 dated 11.09.2020 and subsequent proceedings in Mu.Mu.No. 2254/A2/2021 dated 07.01.2022, by accepting the Bill for the



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same, without reference to G.O.Ms.No.37, Personnel and Administrative Reforms(FR-IV) Department dated 10.03.2020 or any subsequent Government Orders, along with interest for delay in payment of incentive increment till date of payment in consideration of representation submitted by the petitioner dated 17.06.2022, 25.09.2023 and 03.10.2023, within a time frame to be fixed by this Court.

2. Heard the learned counsel appearing on either side and perused the materials available on record.

3. Without expressing any opinion on merits of the writ petition, the third respondent is directed to consider the representations of the petitioner dated 17.06.2022, 25.09.2023 and 03.10.2023 and pass 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.

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

22.01.2024

Internet: Yes

Index : Yes/No

Speaking/Non Speaking order

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G.K.ILANTHIRAIYAN. J.

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To

1. The Principal Secretary to Government,
State of Tamil Nadu,
School Education Department,
Fort St.George, Secretariat,
Chennai – 600 009.

2. The Director of School Education,
DPI Campus, College Road,
Chennai – 600 006.

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