



W.P.No.3412 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.02.2024

CORAM:

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

W.P.No.3412 of 2024

and

W.M.P.Nos.3669 and 3671 of 2024

1. T.Jayalakshmi
2. A.Godwin Stephily
3. A.Sahaya Sini
4. J.Sathya
5. M.Sankar
6. M.Nithya
7. N.Suryabrabha
8. R.Dhanalakshmi
9. S.Sugantha
10. R.Nagamani Arasi
11. B.Perumal
12. M.Venkataraman
13. I.Victoria
14. V.Vasuki
15. P.Deepak
16. R.Ashok Kumar
17. M.Manogaran
18. N.Gopi
19. V.Revathi
20. M.Selvi
21. N.Lalitha
22. K.Chithra
23. R.Nagendiran
24. G.Vimalanathan



W.P.No.3412 of 2024

25. P.Prem Kumar
26. R.Sathisaravanan
27. G.Pattulakshmi
28. D.Priya
29. R.Shivgami
30. S.Nargis Nousheen
31. R.T.Dhanam
32. K.Jaya
33. S.Jayashree
34. D.Vishwanathan
35. C.Rajendran
36. M.Manivel
37. N.Bavani
38. M.S.Sankar
39. D.Sambath
40. D.Saranya
41. N.Vijayalakshmi
42. V.Gandhimathi
43. K.Balasubramanian
44. G.Deivarani
45. M.Krishnaveni
46. G.Porchilambu
47. P.Murugammal
48. A.Chitra
49. T.Mariammal
50. SP.Yogambal

...Petitioners

-Vs-

1. The State of Tamilnadu,
Represented by its Chief Secretary to Government,
Human Resources Management (FR.IV) Department,
Fort. St. George,
Chennai-600 009.



W.P.No.3412 of 2024

2. The State of Tamilnadu

Represented by its Secretary to Government,
Personnel and Administrative Reforms Department,
Fort. St.George,
Chennai-600 009.

3. The Director,

Tamilnadu Government Audit Department,
No.571, Officers Building,
Veterinary Hospital Campus,
4th Floor, Anna Salai,
Nandanam, Chennai-600 035.

4. The Joint Director (Personnel)

School Education Department,
DPI Complex, College Road,
Chennai – 600 006.

...Respondents

Prayer : Writ Petition filed under Article 226 of Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus, calling for the records of the first respondent in G.O.Ms.No.95, Human Resources Management (FR-IV) Department, dated 26.10.2023 and quash the same in so far as the said government order has in Paras 7 and 8 made an unreasonable classification violative of Article 14 of the Constitution between claims for additional incentive for having acquired the additional qualification prior to 10.03.2023 which are pending or not made as on 10.03.2020 being the date of G.O.Ms.No.37, Personnel and Administrative Reforms (FR-VI) Department and claims for additional incentive which have already been processed and sanctioned prior to 10.03.2020 will be continued to receive incentive in the salary and



W.P.No.3412 of 2024

consequently direct the first respondent to grant the 1st or 2nd incentive, as the case may be, for the petitioners who have acquired additional qualification prior to 10.03.2020 and eligible for sanction of increment in their salary.

For Petitioners	: M/s C.Uma
For R1 to R3	: Mr.V.Veluchamy Additional Government Pleader
For R4	: Mrs.S.Mythereya Chandru Special Government Pleader

ORDER

This writ petition has been filed calling for the records of the first respondent in G.O.Ms.No.95, Human Resources Management (FR-IV) Department, dated 26.10.2023 and quash the same in so far as the said government order has in Paras 7 and 8 made an unreasonable classification violative of Article 14 of the Constitution between claims for additional incentive for having acquired the additional qualification prior to 10.03.2023 which are pending or not made as on 10.03.2020 being the date of G.O.Ms.No.37, Personnel and Administrative Reforms (FR-VI) Department and claims for additional incentive which have already been processed and sanctioned prior to 10.03.2020 will be continued to receive incentive in the salary and consequently direct the first respondent to



W.P.No.3412 of 2024

grant the 1st or 2nd incentive, as the case may be, for the petitioners who have acquired additional qualification prior to 10.03.2020 and eligible for sanction of increment in their salary.

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

3. This Court had already dealt with a similar issue in WP.Nos.1605 of 2023 and batch and this Court, by an order dated 29.01.2024, dismissed the writ petitions.

4. Therefore, in the light of the order passed by this Court in WP.Nos.1605 of 2023 and batch, dated 29.01.2024, this writ petition is dismissed. Consequently, connected Miscellaneous petitions are closed. There shall be no order as to costs.

15.02.2024
(2/4)

Internet: Yes
Index : Yes/No
Speaking/Non Speaking order
mn



WEB COPY



W.P.No.3412 of 2024

G.K.ILANTHIRAIYAN. J.

mn

To

1. The Chief Secretary to Government,
The State of Tamilnadu,
Human Resources Management (FR.IV) Department,
Fort. St. George,
Chennai-600 009.
2. The Secretary to Government,
The State of Tamilnadu
Personnel and Administrative Reforms Department,
Fort. St.George,
Chennai-600 009.
3. The Director,
Tamilnadu Government Audit Department,
No.571, Officers Building,
Veterinary Hospital Campus,
4th Floor, Anna Salai,
Nandanam, Chennai-600 035.
4. The Joint Director (Personnel)
School Education Department,
DPI Complex, College Road,
Chennai – 600 006.

W.P.No.3412 of 2024

15.02.2024