



W.P.No.3455 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.3455 of 2024

and

W.M.P.Nos.3708 and 3709 of 2024

1. M.Vasanth Rani
2. P.Poomani
3. A.Anantha Priya
4. I.Regitha
5. V.Kavitha
6. P.Sathya
7. A.Sujitha
8. A.Jayaseelan
9. M.Govindaraj
10. G.Kajalakshmi
11. K.Mahadevan
12. S.Senthil
13. L.Prabakaran
14. S.Gomathi alias Selvi
15. R.Banumathy
16. P.Annal Mary
17. S.Thamodharan
18. T.Divya
19. C.Vennila
20. D.R.Padmapriya
21. P.Anitha
22. S.Gowri
23. P.Jancymary
24. P.Sangeetha



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25. C.Senthamarai
26. M.Jothi
27. R.Dhanabakkiyam
28. S.Radhika
29. D.Perumal
30. J.Babu
31. G.K.Sasikala
32. X.Kabila
33. S.Bhuvaneswari
34. S.Kavitha
35. S.Thirulogachandar
36. R.Gandhimathi
37. M.Meena
38. K.Ilavarasi
39. P.Thilagam
40. R.Selvaraj
41. J.Jayapriya
42. M.Geetha
43. D.Subha
44. M.Mary Maragatham
45. G.Premalatha
46. C.Kavitha
47. K.Radha
48. N.Vidhya
49. N.Suhira
50. R.Ananthi

...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.



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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



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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



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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
(1/4)

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



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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,
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4. The Joint Director (Personnel)
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