



W.P.No.3479 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.3479 of 2024

and

W.M.P.Nos.3733 and 3736 of 2024

1. A.Deepa
2. M.Santhi
3. K.Jegadeeswari
4. M.Meena
5. K.Nagarajan
6. S.V.Kayathri
7. V.Rajakumari
8. P.Nagalakshmi
9. P.Kumaradevan
10. K.Reka
11. K.Parameshwari
12. R.Sathiyasundaram
13. A.Suganya
14. K.Vasanthi
15. K.Sarathi
16. A.Tamilarasi
17. M.Banumathi
18. G.Yuvaraj
19. M.Elango
20. A.Saravanaraj
21. M.Sasikumar
22. D.Latha
23. V.Kalpana
24. M.Madeswari



W.P.No.3479 of 2024

25. N.Saranya
 26. C.Thangamani
 27. P.Veni
 28. S.Githa
 29. S.Rabiya Basuru
 30. V.Kavitha
 31. A.Meena
 32. P.Poongothai
 33. V.Priya Lakshmi
 34. R.Selvi
 35. T.Ranjith Kumar
 36. S.Manimegalai
 37. K.Dinesh Raj
 38. M.Sarasu
 39. V.Selvakumar
 40. M.Sivakamasundari
 41. V.Murugan
 42. B.Subathra
 43. R.Vediyappan
 44. A.Irudaya Shagila Rajamani
 45. D.Rajeswari
 46. S.Yasmeen
 47. S.Jeba Shajin
 48. S.Alaguraja
 49. A.Jeyabharathi
 50. H.Mubarak
- ...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.3479 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.3479 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.3479 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.3479 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.3479 of 2024

15.02.2024