



W.P.Nos.6250 & 6270 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2024

CORAM:

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

W.P.Nos.6250 & 6270 of 2024

and

W.M.P.Nos.6956, 6957, 6970 & 6971 of 2024

W.P.No.6250 of 2024

1. R.Prabu
2. T.Alayee
3. A.Arulmoli
4. T.Aruna
5. N.Aysha Begum
6. P.Chandrasekaran
7. K.R.Charanya
8. V.Deepa
9. P.Gowri
10. K.Karthika
11. I.Leena Anandi
12. B.Manickavasagan
13. G.Manikandan
14. R.Manivel
15. R.Nithya
16. K.Rajakumar
17. S.Rajeshwari
18. R.Rajkumar
19. K.Rathi
20. A.Renu Priya
21. G.Saradha
22. P.Sasikumar



W.P.Nos.6250 & 6270 of 2024

23. C.Settu
24. A.Srinivasan
25. M.Subbulakshmi
26. V.Sumathi Sundara Bhavanam
27. K.Suresh
28. S.Tamilselvi
29. K.Sivasakthi
30. P.A.G.Arthi
31. M.Arul
32. K.Deepan
33. R.Geetha
34. S.Kalaiselvi
35. C.Mallika
36. M.Pushpagaran
37. M.Prabu
38. I.Sakthivel
39. N.Saraswathi
40. M.Suresh
41. A.Avudaiammal
42. P.Kavitha
43. A.Sankar
44. M.Anbu
45. T.R.K.Chithra
46. P.Chozhan
47. G.Elaya Perumal
48. J.Geetha
49. A.Manigandan
50. S.Senthilkumar

... 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.Nos.6250 & 6270 of 2024

WEB COPY

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 Director of School Education,
DPI Complex, College Road,
Chennai – 600 006.
- ...Respondents

W.P.No.6270 of 2024

1. T.Sivakumar
2. M.Vidhya Lakshmi
3. C.Vasanthi
4. D.Dineshkumar
5. K.Vinoth Kumar
6. P.Baby
7. K.Govindaraj
8. K.Jahnsi Rani
9. R.Logendiran
10. A.Mahadeva
11. K.Sakthi
12. N.Selvaraj
13. R.Thana Kumar
14. D.Tamilselvi
15. K.Thriveni



W.P.Nos.6250 & 6270 of 2024

16. K.Mallika
17. G.Kalpana
18. H.P.Suma
19. P.Saravanapriya
20. K.G.Radha
21. K.Sumathi
22. K.Anbuselvi
23. R.Balakumar
24. S.Dineshkumar
25. J.Fabiola
26. D.Ganga
27. K.Ilangani
28. Kandappan
29. P.Kannaki
30. S.Radha
31. P.Sivasankari
32. K.Tamilmaran
33. S.Gayathri
34. R.Vanathi
35. C.N.Prabha
36. E.Rajeswari
37. Sundararajan
38. S.Divya
39. S.Anitha
40. S.Balaarasan
41. M.Deepa
42. C.Santhosh
43. P.Dhanalakshmi
44. R.Thamaraiselvi
45. G.Ramesh
46. N.Prabakari
47. V.Ramani
48. A.Suresh
49. R.Banumathy
50. V.Umarani

... Petitioners

vs



W.P.Nos.6250 & 6270 of 2024

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4th Floor, Anna Salai,
Nandanam, Chennai-600 035.
4. The Director of School Education,
DPI Complex, College Road,
Chennai – 600 006.

...Respondents

Common 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



W.P.Nos.6250 & 6270 of 2024

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 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.

(In both W.Ps')

For Petitioners	: M/s.C.Uma
For Respondents 1 to 3	: Mrs.R.L.Karthika Government Advocate
For Respondent 4	: Mrs.S.Mythereya Chandru Special Government Pleader

COMMON ORDER

These writ petitions have 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



W.P.Nos.6250 & 6270 of 2024

WEB COPY

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 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 appearing 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.



W.P.Nos.6250 & 6270 of 2024

WEB COPY

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

11.03.2024
(1/2)

Internet: Yes
Speaking/Non Speaking order
Neutral Citation : Yes/No
gvn



W.P.Nos.6250 & 6270 of 2024

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Represented by its Chief Secretary to Government,
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Chennai-600 009.
2. The State of Tamilnadu
Represented by its Secretary to Government,
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W.P.Nos.6250 & 6270 of 2024

G.K.ILANTHIRAIYAN. J.

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W.P.Nos.6250 & 6270 of 2024

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