



WEB COPY



W.P.No.8047 of 2020

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2024

CORAM

THE HONOURABLE MR. JUSTICE C.KUMARAPPAN

W.P.No.8047 of 2020

and

W.M.P.Nos. 9519 and 9518 of 2020

Dr.K.Rajakumar

...Petitioner

Vs.

1. The State of Tamil Nadu
rep. by its Chief Secretary to Government,
Higher Education Department,
Secretariat,
Chennai - 9.

2. The State of Tamil Nadu
rep. by its Chief Secretary to Government,
Higher Education Department,
Secretariat,
Chennai - 9.

3. The Director of Collegiate Education,
College Road,
Chennai - 9.

4. The Principal,
Dr. Ambedkar Government Arts College,
Vyasarpadi, Chennai-29.

...Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India, praying to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the 1st respondent in his proceedings in G.O.Ms.No.51, Personnel and Administrative Reforms (S) Department, dated



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07.05.2020 insofar as it restricts to those who are in regular service as on date and due to retire on superannuation from 30.05.2020 and consequential impugned order passed by the 1st respondent in his proceedings in Letter No. 11308/S/2020-1, dated 14.05.2020 and quash the same as illegal and consequently, to direct the respondents to extend the retirement age of the petitioner from 58 years to 59 years in terms of G.O.Ms.No.51, Personnel and Administrative Reforms (S) Department dated 07.05.2020.

For Petitioner : Mr.Vivekanandan
for Mr.R.Subramaniam

For Respondents : Mr.C.Jaya Prakash,
Government Advocate

ORDER

The instant Writ Petition has been filed to issue a Writ of Certiorarified Mandamus to extend the retirement age of the petitioner from 58 years to 59 years in terms of G.O.Ms.No.51, Personnel and Administrative Reforms (S) Department, dated 07.05.2020.

2.From the perusal of the affidavit, the petitioner was retired from service on 30.04.2020 and he was also provided with reemployment for a period of one month. In the meanwhile, G.O.Ms.No.51, dated 07.05.2020 was ordered extending the age of retirement from 58 years to 59 years. However, the Government later on clarified that such extension will not be applicable to the



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persons those who are reemployed and also those who are retired prior to 01.05.2020.

3.The learned counsel for the petitioner would fairly submit that a similar matter had already been disposed of by this Court in a batch of W.P.(MD).No.6294 of 2020, etc., dated 28.05.2020. The factum was also admitted by the learned Government Advocate appearing for the respondents.

In view of the submission made by both sides, by following the orders passed by this Court in a batch of W.P.(MD).No.6294 of 2020, etc., dated 28.05.2020, this Writ Petition stands dismissed. Consequently, connected Miscellaneous Petitions are closed. No costs.

14.10.2024

Index :Yes/No
Speaking order :Yes/No
Neutral citation :Yes/No
mps

To

1. The Chief Secretary to Government,
State of Tamil Nadu,
Higher Education Department,
Secretariat,
Chennai – 9.



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2. The Chief Secretary to Government,
State of Tamil Nadu,
Higher Education Department,
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C. KUMARAPPAN, J.

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