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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.04.2024

CORAM

THE HON'BLE MR.JUSTICE D. BHARATHA CHAKRAVARTHY

W.P. Nos. 8675 & 8683 of 2024

&

W.M.P. Nos. 9672 to 9674 & 9690 to 9692 of 2024

1. A. Sumathi
2. V. Josephine Mary
3. D. Santhi
4. V. Tamilvani
5. P. Arockiadass
6. S. Bernath Mary
7. A. Marchline Gracy
8. N. Renugambal
9. C. Vasanthi
10. R. Saravana Subbiramanian
11. M. Selvalakshmi
12. K. Renugadevi
13. E. Rachal Raja Selvi
14. K.A. Sagadevan
15. N. Kousigan
16. R. Prabu
17. R.A. Amalorpava Rani
18. N. Kasiraj
19. R. Kalaiselvi
20. C. Subramanian
21. P. Natarajan
22. V.S.Revathi

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23. N. Fathima Rinosa
24. P. Thenmozhi
25. M. Ramesh
26. K. Alaudayan
27. B. Sujatha
28. P. Kayalvizhi
29. R. Udayakumar
30. T. Anbukkarasi
31. G. Nagaraja Chetty
32. B. Shanmugapriya
33. M. Fairoz Banu
34. R. Abirami
35. K. Sundaravinayagam
36. A. Babu
37. D. Revathi Kumar
38. B. Manjula
39. R. Tamilarasan
40. M. Geetha
41. K. Saraswathi
42. N. Padmavathi
43. G. Jeyalakshmi
44. P. Vallimayil
45. L. Rajeswari
46. R. Lakshmi
47. R. Bhuvaneswari
48. K. Sri Usha
49. G.N. Chandramathi
50. D. Seethalakshmi
51. R. Meena
52. C. Sudharajam
53. G. Velvizhi ..Petitioners in W.P. No. 8675 of 2024

1. K. Karpakam
2. R. Selvakumari
3. R. Sahaya Rani

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4. M. Salsa
5. G. Angel Mary
6. A. Yasmine
7. G. Raji
8. S. Archana
9. R. Swaminathan
10. P. Ramasami
11. M. Daisy
12. V. Prema
13. V. Manimala
14. K. Jayalakshmi
15. A. Arockia Bowli
16. C. Johnsi Rani
17. S. Bharadhy
18. P. Vengatesan
19. N. Mahalingam
20. S. Tharmaraj
21. P. Buvaneswari
22. P. Vanusundar
23. G. Saranya
24. B. Jebaruby Chelal
25. M. Loganayaki
26. C. Sridhar
27. C. Gomathi
28. P.G. Sangeetha
29. A. Mythili
30. R.S. Vasavi
31. A. Meena
32. A. Susila
33. V. Muralikrishnan
34. S.S. Latha
35. M. Balaji
36. A. Arockiamary
37. M. Simson
38. P. Revathy
39. R. Antoniraj Melhiyor

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40. Y. Wilson Sagayaraj
41. V. Suresh Silvester
42. A. Murugan
43. R. Kaliyamoorthy
44. V. Balaguru
45. P. Vithya
46. N. Rajakumari
47. S. Stephen Raj
48. P.L. Mary Jeccintha ..Petitioners in W.P. No. 8683 of 2024

Vs.

1. The State of Tamil Nadu,
rep. by its Chief Secretary to Govt.,
Human Resources Management
(FR IV) Department,
Fort St. George, Chennai – 600 009.

2. The State of Tamil Nadu,
rep. by its Secretary to Govt.,
Personnel and Administrative
Reforms Department,
Fort St. George, Chennai – 600 009.

3. The Director,
Tamil Nadu Government Audit Dept.,
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 in both the

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writ petitions

Prayer: Petitions under Article 226 of the Constitution of India praying for issue of a Writ of Certiorarified Mandamus to call for the records of the 1st 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-IV) 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 1st 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 are eligible for sanction of increment in their salary.

For Petitioners in both WPs :: Ms.C. Uma

For Respondents in

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both WPs :: Mr.C. Jayaprakash,
Govt. Advocate for
R1 to R3
Mrs.S. Mythreyee Chandru
Special Govt. Pleader (Edn.)
for R4

COMMON ORDER

These writ petitions are filed challenging G.O.Ms. No. 95, Human Resources Management (FR-IV) Department dated 26.10.2023 and other connected orders, in and by which, the cut-off date was fixed for the purpose of granting incentive increment.

2. When the matters came up for admission today, learned counsel for the petitioners would fairly concede that earlier writ petitions in W.P. Nos. 1605 of 2023 etc batch for the very same prayer have already been dismissed by order dated 29.01.2024 and these writ petitions would meet the same fate.

3. In view thereof, both these writ petitions are also dismissed in the light of the order dated 29.10.2024 passed in W.P. Nos. 1605 of 2023

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etc. batch. No costs. Connected W.M.Ps are closed.

02.04.2024

nv

To

1. The Chief Secretary to Govt.,
Human Resources Management
(FR IV) Department,
Fort St. George, Chennai – 600 009.

2. The State of Tamil Nadu,
rep. by its Secretary to Govt.,
Personnel and Administrative
Reforms Department,
Fort St. George, Chennai – 600 009.

3. The Director,
Tamil Nadu Government Audit Dept.,
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.

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D. BHARATHA CHAKRAVARTHY,J.

nv

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