



WEB COPY



W.P.No.12362 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.06.2024

CORAM

THE HON'BLE **MR.JUSTICE D.BHARATHA CHAKRAVARTHY**

W.P.No.12362 of 2024

S.Rathinam

... Petitioner

Vs.

1. The Principal Secretary to the Government
Higher Education Department, Secretariat,
Fort St.George, Chennai 600 009.
 2. The Director,
The Directorate of Higher Education,
Institute of Advance Study in Education Campus,
577, Anna Salai, Saidapet,
Chennai 600 015.
 3. Regional Joint Director of Collegiate Education,
Office at Raja Serfoji Government Arts College for Men,
Thanjavur Campus, Thanjavur 613 005.
 4. The Principal
Government College of Education,
Mannargudi Main Road, Muthambalsathiram,
Orathanadu, Thanjavur District - 614 625.
- Respondents

...

Prayer: Writ Petition filed under Article 226 of Constitution of India, for
issuance of a Writ of Mandamus to direct the respondents to regularise the



W.P.No.12362 of 2024

petitioner's service from the date of temporarily appointment as Copyist on 16.10.1973 with consequential fixation to pay and pay increment to the petitioner's service within the stipulated time by considering the petitioner's representation dated 22.08.2023.

For Petitioner : Mr.N.S.Suganthan

For Respondents : Mr.R.Kumaravelu
Additional Government Pleader

ORDER

This writ petition has been filed for a Mandamus to direct the respondents to regularise the petitioner's service from the date of temporarily appointment as Copyist on 16.10.1973 with consequential fixation to pay and pay increment to the petitioner's service by considering the petitioner's representation dated 22.08.2023.

2. The petitioner was temporarily appointed as copyist on 16.10.1973 and after clearing the special qualifying examination she was regularised in service as Typist on 18.09.1980 and the petitioner was superannuated from service on 30.06.2007. Now the petitioner submits that since her earlier service from 1973 to 1980 was not considered, her retiral benefits and



W.P.No.12362 of 2024

pension are on the lower side. The petitioner relied upon the order of this Court in W.P.No.21300 of 2005. Hence, she made a representation to the official respondents on 22.08.2023 to regularise her service from the date of temporarily appointment as copyist on 16.10.1973 with consequential fixation of pay and pay increment to her service.

3. Heard both sides and perused the materials available on record.

4. The petitioner was regularised in service with effect from 18.09.1980 and she did not question the same at that point of time. Through out the service she kept quiet and did not ask for retrospective regularisation and superannuated from service in the year 2007. Now belatedly the petitioner cannot be permitted to claim the same. In view of the inordinate delay and the stale nature of the claim made 16 years after the date of retirement I am unable to entertain the writ petition and grant any relief. Accordingly, this writ petition stands dismissed. No costs.

03.06.2024

Neutral Citation: Yes/No



W.P.No.12362 of 2024

To

1. The Principal Secretary to the Government
Higher Education Department, Secretariat,
Fort St.George, Chennai 600 009.
2. The Director,
The Directorate of Higher Education,
Institute of Advance Study in Education Campus,
577, Anna Salai, Saidapet,
Chennai 600 015.
3. Regional Joint Director of Collegiate Education,
Office at Raja Serfoji Government Arts College for Men,
Thanjavur Campus, Thanjavur 613 005.
4. The Principal
Government College of Education,
Mannargudi Main Road, Muthambalsathiram,
Orathanadu, Thanjavur District - 614 625.



WEB COPY



W.P.No.12362 of 2024

D.BHARATHA CHAKRAVARTHY, J.

dpq

W.P.No.12362 of 2024

03.06.2024