



W.P.No.5112 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED: 12.09.2024

CORAM:

THE HON'BLE MRS.JUSTICE.N.MALA

W.P.No.5112 of 2016
and WMP.No.4456 of 2016

Prof.D.Victor

... Petitioner

VS.

- 1.The Union of India,
Rep. by its Secretary,
Ministry of Human Resource Development,
Department of Higher Education,
Shastri Bhavan,
New Delhi – 110 001.
- 2.The Union of India,
Rep. by its Secretary,
Department of Pension & Pensioners' Welfare,
3rd Floor, Lok Nayak Bhawan,
Khan Market,
New Delhi – 110 003.
- 3.University Grants Commission (UGC),
Rep. by its Secretary,
Bahadur Shah Zafar Marg,
New Delhi – 110 002.
- 4.The State of Tamil Nadu,
Rep. by its Secretary,
Department of Higher Education,
Fort, St.George,



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Chennai – 600 009.

5. The Accountant General of Tamil Nadu,
Office of the Accountant General,
No.26, Anna Salai,
Chennai – 600 018.

6. The Director of Collegiate Education,
College Road,
Chennai – 600 006.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents herein to re-fix and disburse forthwith the pension to the petitioner w.e.f. 01.01.2006 in the cadre of Principal Grade – I in the revised pay scale corresponding to the 50% of the sum of Minimum of Pay in the Pay Band and Grade Pay thereon co-related to the pre-revised basic pay of Rs.20,000/- in S 27 as per the Fitment Table 5.

For Petitioner : Mr.J.Akash

For Respondents : No appearance

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ORDER

It is seen that right from 05.09.2022, the learned counsel for the petitioner has been seeking time to bring the legal heirs of the deceased petitioner on record. This Court on 05.09.2022, 07.08.2024 and 27.08.2024 granted sufficient time to the learned counsel for the petitioner to implead the legal heirs of the deceased petitioner on record.



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2. Even today, the learned counsel for the petitioner submits that inspite of his earnest efforts, he has not been able to contact the legal heirs to implead them in the writ petition.

3. As the petitioner has not been able to take steps to implead the legal heirs inspite of several opportunities given for the past two years, this Court is of the view that no purpose will be served by keeping the writ petition pending. The writ petition is therefore dismissed as abated. However, there shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

12.09.2024

Index : Yes / No
Internet : Yes / No
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To

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The Union of India,
Ministry of Human Resource Development,
Department of Higher Education,
Shastri Bhavan,
New Delhi – 110 001.
2. Secretary,
The Union of India,
Department of Pension & Pensioners' Welfare,
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3. Secretary,
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4. Secretary,
The State of Tamil Nadu,
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N.MALA, J.
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