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W.P.No.25537 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.09.2024

CORAM

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

W.P.No.25537 of 2024

V.Malarmannan,
Sanitary Worker,
Minjur Selection Grade Town Panchayat,
Thiruvallur District.

.. Petitioner

Vs.

- 1.The Secretary to Government,
Municipal Administration and Water Supply Department,
Chennai – 600 009.
- 2.The Director of Municipal Administration,
M.R.C.Nagar, Chennai – 600 028.
- 3.The Director of Town Panchayat,
M.R.C.Nagar, Chennai – 600 028.
- 4.The Assistant Director of Town Panchayat,
Thiruvallur Region, Thiruvallur District.
- 5.The Executive Officer,
Minjur Selection Grade Town Panchayat,
Thiruvallur District.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the 5th respondent to consider and pass orders on the representation dated 22.02.2024



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regarding to bring them to regular time scale of pay on completion of three years of consolidated pay services with effect from 01.11.2003 instead of 27.05.2019 and for absorption and sanction all the service and monetary benefits as per G.O.Ms.No.57, Municipal Administration and Water Supply (TP1) Department, dated 08.03.2019 and G.O.Ms.No.199, Municipal Administration and Water Supply (TP2) Department, dated 12.08.1997 and G.O.Ms.No.84, Municipal Administration and Water Supply (TP2) Department, dated 21.05.1998 and finally Government passed common G.O. in G.O.Ms.No.142, Municipal Administration and Water Supply (TP1) Department, dated 23.09.2015.

For petitioner : Mr.A.Baskaran

For Respondents : Dr.T.Seenivasan
Special Government Pleader

ORDER

This writ petition has been filed for the issue of writ of mandamus directing the 5th respondent to consider the representation made by the petitioner on 22.02.2024, wherein the petitioner has sought for bringing her in the regular time scale of pay as per the relevant Government Orders.

2.Heard the learned counsel for the petitioner and the learned Special Government Pleader for the respondents.



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3.The case of the petitioner is that he was appointed as N.M.R. in the year 1996. Subsequently, he was absorbed as a water supply motor operator on consolidated basis by the Executive Officer, Ponneri Town Panchayat in the year 2000. Thereafter, the Director of Town Panchayat sanctioned several posts through proceedings dated 20.06.2000. Several Government Orders were also issued which contemplated that the concerned persons must be brought within regular time scale of pay after completion of three years from the date of appointment on consolidated pay basis. According to the petitioner, he fulfills those requirements and therefore, representation was given to the 5th respondent to bring the petitioner in the regular time scale of pay. Since, the same was not considered, the present writ petition has been filed.

4.Taking into consideration the facts and circumstances of the case and the limited relief sought for in this writ petition, there shall be a direction to the 5th respondent to deal with the representation made by the petitioner on its own merits and in accordance with law and in line with the relevant Government Orders and pass final orders within a period of eight (8) weeks from the date of receipt of a copy of this order.



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5.The petitioner is directed to make a fresh representation to the 5th respondent along with all the relevant documents and also a copy of this order.

6.Accordingly, this Writ Petition is disposed of with the above directions. No costs.

04.09.2024

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krk

Index : Yes / No
Internet : Yes / No
Neutral Citation : Yes / No

To

- 1.The Secretary to Government,
Municipal Administration and Water Supply Department,
Chennai – 600 009.
- 2.The Director of Municipal Administration,
M.R.C.Nagar, Chennai – 600 028.
- 3.The Director of Town Panchayat,
M.R.C.Nagar, Chennai – 600 028.



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4.The Assistant Director of Town Panchayat,
Thiruvallur Region, Thiruvallur District.

5.The Executive Officer,
Minjur Selection Grade Town Panchayat,
Thiruvallur District.



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N.ANAND VENKATESH, J.

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