



W.P.(MD).No.2577 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.02.2024

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.2577 of 2024
and W.M.P(MD) No.2581 of 2024

K.Rajendran

... Petitioner

Vs

1. The Secretary to Government,
Higher Education Department,
State of Tamil Nadu,
Secretariat, Chennai.
2. The Secretary to Government,
Finance Department,
Secretariat, Chennai.
3. The Registrar,
Madurai Kamaraj University,
Madurai 625 021.
4. The Director,
Local Fund Audit,
Chennai.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus to call for the records pertaining to the order of re-fixation of Scale of pay in Memo no.



W.P.(MD).No.2577 of 2024

Estt.I/MKU/Refix/2023, dated 15.12.2023 passed by 3rd respondent and quash the same and further direct the 3rd respondent to restore the original scale of pay of the petitioner and release the salary.

For Petitioner : Mr. T.S.Mohamed Mohideen

For R1, R2,R4 : Mr.M.Sarangan
Government Advocate

For R3 : Mr.T.Cibi Chakraborty
Standing Counsel

ORDER

It is brought to the notice of this Court that the impugned order, dated 15.12.2023, refixing the scale of pay to the non-teaching staff of the University, came to be passed without putting the petitioner on notice. Such an exercise would amount to violation of principles of natural justice.

2.The learned Standing counsel for the third respondent fairly conceded that the matter may be remanded back to the third respondent for considering the matter afresh.

3.In view of the same, the impugned order is hereby set aside and third respondent University is directed to put the petitioner on notice and



W.P.(MD).No.2577 of 2024

WEB COPY

provide opportunity of being heard and thereafter, pass appropriate orders in accordance with law. Further, the State Government is directed to fix the original pay scale of the petitioner.

4.This writ petition is allowed with the above directions. No costs. Consequently, connected miscellaneous petition is closed.

06.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes
PNM

To

1. The Secretary to Government,
Higher Education Department,
State of Tamil Nadu,
Secretariat, Chennai.
2. The Secretary to Government,
Finance Department,
Secretariat, Chennai.
3. The Director,
Local Fund Audit,
Chennai.



WEB COPY



W.P.(MD).No.2577 of 2024

L.VICTORIA GOWRI, J.

PNM

**COMMON ORDER IN
W.P.(MD).No.2577 of 2024
and W.M.P(MD) No.2581 of 2024**

06.02.2024