



**W.P(MD)No.7132 of 2024**

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 22.03.2024**

**CORAM**

**THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

**W.P(MD)No.7132 of 2024**  
**and**  
**W.M.P(MD)No.6599 of 2024**

**K.Stalin**

**... Petitioner**

**Vs.**

- 1.The Director of Elementary Education,  
College Road, Chennai-600 006.
- 2.The Chief Educational Officer,  
Sivagangai, Sivagangai District.
- 3.The District Elementary Educational Officer,  
Sivagangai, Sivagangai District.
- 4.The Block Elementary Educational Officer-1,  
Thirubhuvanam,  
Sivagangai District.
- 5.Thesiya Mukkulathore School,  
Represented by its Secretary,  
Oodathoor, Sivagangai District.

**... Respondents**

**Prayer** : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing respondents herein to sanction and award forthwith Special Grade to the petitioner in the post of



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Primary School Headmaster service rendered beyond 33 years stagnated in the same post (from 21.04.1967 to 31.05.2000) based on G.O(MS) No.562 Finance (PC) Department date 28.10.1998.

For Petitioner : Mr.K.Prabhu

For R1 – R4 : Mr.M.Sarangan  
Additional Government Pleader

### **ORDER**

The present writ petition has been filed seeking direction to the respondents to sanction and award forthwith Special Grade to the petitioner in the post of Primary School Headmaster service rendered beyond 33 years stagnated in the same post (from 21.04.1967 to 31.05.2000) based on G.O(MS) No.562 Finance (PC) Department date 28.10.1998.

2. Considering the nature of the leave to be granted, the issuance of notice to the 5<sup>th</sup> respondent is dispensed with. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. The petitioner joined service as Headmaster on 21.04.1967 in the 5<sup>th</sup> respondent school. On completion of 10 years, he was awarded selection grade



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with effect from 21.04.1977. On completion of further 10 years, he was given special grade pay with effect from 21.04.1987. On attaining the age of superannuation, he retired from service on 31.05.2000 and the respondents have paid the retirement benefits also. The petitioner requested the 5<sup>th</sup> respondent school to get him a bonus increment for stagnating in the same post beyond 30 years of service on the basis of G.O(Ms)No.562, dated 28.10.1998. Since there is no response, he had again sent an another representation on 28.09.2022 to the 3<sup>rd</sup> respondent through 4<sup>th</sup> respondent.

4. The 3<sup>rd</sup> respondent by proceedings, dated 00.10.2022 signed on 26.10.2022 forwarded the same to the 4<sup>th</sup> respondent to enquire in the matter and to submit the report within a week. In the meanwhile, the petitioner had submitted a representation to the Chief Minister cell on 01.08.2023 and the same was also forwarded to the 3<sup>rd</sup> respondent. The 3<sup>rd</sup> respondent vide proceedings, dated 00.08.2023 signed on 25.08.2023 asked the 4<sup>th</sup> respondent to submit the enquiry report within one week. Pursuant to the same, the 4<sup>th</sup> respondent vide proceedings, dated 00.12.2023 signed on 19.12.2023 asked the 5<sup>th</sup> respondent to submit the proposal for one bonus special grade. However, the 5<sup>th</sup> respondent had not acted upon. Hence, this writ petition came to be filed.





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To

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- 3.The District Elementary Educational Officer,  
Sivagangai, Sivagangai District.
- 4.The Block Elementary Educational Officer-1,  
Thirubhuvanam,  
Sivagangai District.
- 5.The Secretary,  
Thesiya Mukkulathore School,  
Oodathoor, Sivagangai District.



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**L.VICTORIA GOWRI, J.**

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