



WP(MD) No.8163 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.04.2024**

CORAM:

THE HONOURABLE MS.JUSTICE R.N.MANJULA

W.P.(MD) No.8163 of 2024

T.Vijaya

... Petitioner

/vs./

District Backward and Minority Welfare Officer,
(District Backward and Minority Welfare Office,
Karur.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondent to regularize the service of the petitioner from the date of initial appointment and further include the petitioner in regular pension scheme and provide all monetary and other benefits within a stipulated time fixed by this Court.

For Petitioner : Mr.V.Manikandan

For Respondent : Mr.S.Shanmugavel
Additional Government Pleader



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ORDER

The petitioner has filed this Writ Petition seeking for a Writ of Mandamus to direct the respondent to regularize the services of the petitioner from the date of his initial appointment and to include the name of the petitioner in regular pension scheme and provide all monetary and other benefits to him.

2. Heard Mr.V.Manikandan, learned counsel for the petitioner and Mr.S.Shanmugavel, learned Additional Government Pleader for the respondent.

3. Mr.V.Manikandan, learned counsel for the petitioner submitted that the petitioner was appointed as Assistant Cook on 17.06.1997 under the first respondent. The petitioner's services have been regularized with effect from 20.09.2007 in pursuant to G.O.Ms.No.19, Backward Class and Most Backward Class and Minorities Welfare (CNAP) Department, dated 07.03.2008.

4. As per the above Government Order, the similarly placed persons like the petitioner, who have completed 10 years of service, have been observed in regular service and they were allowed to draw regular time scale of pay. However, the



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Government Order would read that the regularization has to be taken effect from 5 years from 21.01.1981, 31.03.1982 respectively. But the petitioner has joined service in the year 1977. Since the petitioner's services have been regularized as he has completed 12 years of service as on 20.09.2007, his representation dated 18.01.2024 shall be considered by the respondent on merits and in accordance with law and in the light of the earlier judicial pronouncements in this regard within a period of four weeks from the date of receipt of a copy of this order.

5. With the above direction, the Writ Petition is **disposed of**. No costs.

01.04.2024

Index : Yes / No

Internet : Yes / No

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To

District Backward and Minority Welfare Officer,
(District Backward and Minority Welfare Office,
Karur.

R.N.MANJULA, J.

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Order made in
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