



CMP(MD) No.14859 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Civil Appellate Jurisdiction )

Thursday, the Seventh day of March Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice D.KRISHNAKUMAR  
and  
The Hon`ble Mr.Justice R.VIJAYAKUMAR

CMP(MD) No.14859 of 2023  
in  
WA(MD) SR No.31088 of 2023

1 THE SECRETARY TO GOVERNMENT OF TAMIL NADU,  
PUBLIC WORKS DEPARTMENT,  
SECRETARIAT,  
CHENNAI 9.

2 THE ENGINEER IN CHIEF AND CHIEF ENGINEER (GENERAL),  
PUBLIC WORKS DEPARTMENT,  
WATER RESOURCE DEPARTMENT,  
CHEPAUK,  
CHENNAI 5.

3 THE SUPERINTENDING ENGINEER  
PUBLIC WORKS DEPARTMENT,  
WATER RESOURCE DEPARTMENT,  
TRICHY REGION,  
TRICHY.

4 THE EXECUTIVE ENGINEER,  
PUBLIC WORKS DEPARTMENT,  
BUILDING CONSTRUCTION AND MAINTENANCE DIVISION,  
ARIYALUR DISTRICT 621 704.

... Petitioners / Appellants



**CMP(MD) No.14859 of 2023**

Vs

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V. MAHADEVAN

... Respondent / Respondent

Civil Miscellaneous Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to Condone the delay of 538 days in filing the above Writ Appeal.

Prayer in WA(MD) SR No.31088 of 2023:

To set aside the order made in WP(MD) No.15687 of 2018 dated 29.11.2021 on the file of this Hon'ble Court and allow the writ appeal.

Prayer in WP(MD). 15687/ 2018 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus directing the respondents to fix the salary in the cadre of Work Inspector from the month of May 2001 consequently sanction the service benefits as per G.O.Ms.No.12, Public Works Department dated 20/01/2009 by considering the petitioner's representation dated 23/11/2017 within a period stipulated by this Honourable Court.

ORDER : This civil miscellaneous petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.S.P.MAHARAJAN, Special Government Pleader for the petitioners and of Mr.M.JERIN MATHEW, Advocate on behalf of the Respondent, the Court made the following order:-

(Order of the Court was made by D.KRISHNAKUMAR, J.)

This petition is filed to condone the delay of 538 days in filing the W.A.SR.(MD)No.31088 of 2023.

2.Though we are not satisfied with the reasons stated in the affidavit filed in support of this petition and normally we are not inclined to condone such inordinate delay, considering the fact that the order of the Writ Court seeks for some



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clarification, we are inclined to condone the delay on payment of cost. Therefore, the delay is condoned and this petition is allowed on payment of Rs.5000/- (Rupees Five Thousand Only) to the credit of the Environmental Fund Operated by Member Secretary, Tamil Nadu State Legal Services Authority [Account No.6656485009; IFSC Code: IDIB000H040, High Court Branch, Chennai] within a period of two weeks from today.

3.Post the matter on 21.03.2024 for reporting compliance.

sd/-  
07/03/2024

/ TRUE COPY /

/03/2024  
Sub-Assistant Registrar  
(C.S. I / II / III /IV)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

YUVA

To

1 THE SECRETARY TO GOVERNMENT OF TAMIL NADU,  
PUBLIC WORKS DEPARTMENT,  
SECRETARIAT, CHENNAI 9.

2 THE ENGINEER IN CHIEF AND CHIEF ENGINEER (GENERAL),  
PUBLIC WORKS DEPARTMENT,  
WATER RESOURCE DEPARTMENT,  
CHEPAUK, CHENNAI 5.



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3 THE SUPERINTENDING ENGINEER  
PUBLIC WORKS DEPARTMENT,  
WATER RESOURCE DEPARTMENT,  
TRICHY REGION, TRICHY.

4 THE EXECUTIVE ENGINEER,  
PUBLIC WORKS DEPARTMENT,  
BUILDING CONSTRUCTION AND MAINTENANCE DIVISION,  
ARIYALUR DISTRICT 621 704.

COPY TO:

THE MEMBER SECRETARY,  
TAMIL NADU STATE LEGAL SERVICES AUTHORITY,  
MADRAS HIGH COURT, MADRAS.

+1CC to M/s.SPECIAL GOVERNMENT PLEADER, SR.No.10770(F), dated  
08.03.2024

ORDER  
IN  
CMP(MD) No.14859 of 2023  
in  
WA(MD) SR No.31088 of 2023  
Date :07/03/2024

ED/ JGB /SAR- (13/03/2024) 4P / 7C

Madurai Bench of Madras High Court is issuing certified copies in this format from  
17/07/2023