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W.P.(MD) No.14379 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.10.2024

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD) No.14379 of 2019

and

W.M.P.(MD) No.10802 of 2019

A.Subramanian

... Petitioner

-vs-

- 1.The Director of Elementary
School Education
DPI Compound
College Road
Chennai-600 006
- 2.The District Educational Officer
Valliyoor Educational District
Tirunelveli District
- 3.The Block Educational Officer
Nanguneri Block
Tirunelveli District

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus calling for the records pertaining to the



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proceedings of the third respondent in O.M.No.1363/A3/2018 dated 08.04.2019 and quash the same and consequently direct the respondents to fix the Special Grade Scale to the Petitioner on the date of completion of 10 years of Selection Grade Service i.e on 31.05.2018.

For Petitioner : Mr.C.K.M.Appaji

For Respondents : Mr.T.Amjad Khan
Government Advocate

ORDER

This writ petition has been filed challenging the impugned order dated 08.04.2019, passed by the third respondent, rejecting the petitioner's request to fix special grade scale to him on the date of completion of ten years of selection grade service i.e., on 31.05.2018.

2. The petitioner was awarded selection grade scale in the post of Primary School Headmaster on 01.06.2008. The said fact is not disputed. The special grade scale in the post of Primary School Headmaster will fall on 01.06.2018 after completion of ten years of selection grade service. However, even before completion of ten years of selection grade service, the petitioner, a



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day before, had retired from service on 31.05.2018 on completion of 58 years. Therefore, the question of granting special grade scale to the petitioner on the date of completion of ten years of selection grade service does not arise.

3. For the foregoing reasons, this Court is of the considered view that the petitioner is not entitled for getting special grade scale in the post of Primary School Headmaster, as he has not completed ten years of selection grade service on the date of his retirement i.e., on 31.05.2018. The third respondent has rightly rejected the petitioner's request under the impugned order dated 08.04.2019.

4. In the result, there is no merit in this writ petition. Accordingly, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

01.10.2024

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

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ABDUL QUDDHOSE, J.

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