



W.P.(MD)Nos.13974 to 13980 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 28.06.2024

CORAM

THE HONOURABLE MS JUSTICE R.N.MANJULA

W.P.(MD)Nos.13974 to 13980 of 2024

W.P.(MD)No.13974 of 2024

V.Valavanthan

... Petitioner

Vs.

1.The State of Tamil Nadu

Rep. by its Secretary to Government,
Health and Family Welfare Department,
Fort St. George,
Chennai - 600 009.

2.The Director of Public Health and Preventive Medicine,

D.M.S. Compound,
Chennai - 6.

3.The Accountant General

(Accounts and Entitlement),
No.361, Anna Salai,
Teynampet, Chennai - 18.

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to refix the pension of the petitioner on the basis of retrospectively promotion of his services in the post of Health Inspector w.e.f. 22.03.1989 as per the proceedings of the second respondent vide R.No. 025111/MP1/S3/2020 dated 19.03.2021 as early as possible.

In all Writ Petitions

For Petitioners : Mr.K.C.Ramalingam

For Respondents : Mr.N.Ramesh Arumugam- for R1 & R2

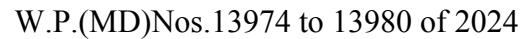
Government Advocate

Mr.G.Karthik – for R3

COMMON ORDER

By consent of both the parties, these Writ Petitions are taken up for final disposal at the admission stage itself.

2. Heard Mr.K.C.Ramalingam, learned counsel appearing for the petitioners, Mr.N.Ramesh Arumugam, learned Government Advocate appearing for the respondents 1 and 2 and Mr.G.Karthik, learned counsel appearing for the third respondent.





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6. Since the petitioners' pay got refixed that would have an impact upon their terminal benefits as well. In fact, the petitioners pension ought to have been fixed on the pay which they would receive during the time of their retirement, consequent to their re-fixation. So, the petitioners have made a rightful claim and the same has been considered by the respondents, positively.

7. In view of the above stated reasons, these writ petitions are **allowed** and the respondents are directed to re-fix the pension of the petitioners based on the notional promotion granted to them retrospectively with effect from 22.03.1989 within a period of eight weeks from the date of receipt of a copy of this order. No costs.

28.06.2024

NCC :yes/no

Index :yes/no

Internet:yes/no

RM



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R.N.MANJULA, J.

RM

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