



WA(MD). No.1306 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Date : 08/04/2024

CORAM

The Hon`ble Mr.Justice N.SESHASAYEE
and
The Hon`ble Mr.Justice P.VADAMALAI

WA(MD). Nos.1306/2016 and 39 of 2018
and CMP(MD) Nos.9087 of 2016 and 218 of 2018

WA(MD) No.1306/2016

- 1.The Secretary to Government
Education Department,
Fort St. George, Chennai.
- 2.The Director of School Education
College Road, Chennai.
- 3.The District Educational Officer,
O/o.The District Educational Office,
Virudhunagar, Virudhunagar District

... Appellants

Vs

V.Ramachandran

... Respondent

WA(MD) No.39/2018

- 1.The Secretary to Government
Education Department,
Fort St. George, Chennai.



WA(MD). No.1306 of 2016

2.The Director of School Education
College Road, Chennai.

3.The Chief Educational Officer,
Tirunelveli District
Tirunelveli

4.The Headmaster
Government Higher Secondary School
North Chezhianalloor
Tirunelveli District

... Appellants

Vs

M.Jayaraj

... Respondent

PRAYER: Writ Appeals are filed under Clause 15 of the Letters Patent against the order dated 10.08.2015 and 21.07.2016 in WP(MD) Nos. 14215 of 2015 and 12812/2016 respectively.

WA(MD) No.39/2018

For Appellants : M/s.D.Sadiq Raja
Additional Government Pleader

For Respondent : Mr.B.Brijesh Kumar

WA(MD) No.1306/2016

For Appellants : M/s.D.Sadiq Raja
Additional Government Pleader

For Respondent : Mr.V.Karthikeyan



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COMMON JUDGMENT

(Judgment of the Court was delivered by N.SESHASAYEE, J.)

The issue involves in the batch of cases is that with regard to the entitlement of the writ petitioners to claim third advance increment. This has been allowed by the learned Single Judge and they are now under challenge.

2. In the meantime, during the pendency of these appeals, a Full Bench of this Court in a batch of Writ Appeals in W.A(MD) Nos.3674 of 2019 etc., batch dated 29.04.2022 [Government of Tamil Nadu and others v. R.Subramani and others] has held that there cannot be a third incentive of advance increment. Since this authority covers this order, this Court necessarily have to allow these appeals.



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3. Accordingly, the writ appeals are allowed. No costs. Consequently connected Miscellaneous Petitions are closed.

(N.S.S.,J.) (P.V.M.,J.)
03.04.2024

NCC : Yes/No
Index : Yes/No

RR

TO

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WA(MD). No.1306 of 2016

**N.SESHASAYEE, J.
and
P.VADAMALAI, J.**

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WA.(MD)Nos.1306/2016 and 39 of 2018

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