



W.P.(MD)No.20629 of 2018

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.09.2024

CORAM

THE HON'BLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD)No.20629 of 2018

and

W.M.P.(MD)Nos.18384, 18385 of 2018 & 2538 of 2019

E.Karuppasamy

: Petitioner

Vs.

1.The Director of Municipal Administration,
Chepauk,
Chennai – 5.

2.The Director of Local Fund Audit,
Integrated Complex for Finance Department,
Animal Husbandry Hospital Complex,
Teynampet,
Chennai.

3.The Commissioner,
Virudhunagar Municipality,
Virudhunagar.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for a Writ of Certiorarified Mandamus, to call for the records in pursuant to the impugned order issued by the third



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respondent in proceedings Na.Ka.No.C1/8745/2017 dated 27.08.2018 and quash the same and consequently direct the respondents to restore the original pay fixed as per G.O.Ms.No.338 Finance (Pay Cell) Department dated 26.08.2010 with all consequential service and monetary benefits.

For Petitioner : Ms.M.Padmavathy

For Respondents 1&2 : Mrs.D.Farjana Ghoushia

Special Government Pleader

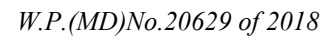
For Respondent No.3 : Mr.M.Muthugeethayan

Standing Counsel

ORDER

This Writ Petition has been filed challenging the impugned recovery order dated 27.08.2018 passed against the petitioner seeking recovery of the sums mentioned therein from the petitioner on the ground that excess payments were made to him under G.O. (Ms).No.338, Finance (Pay Cell) Department dated 26.08.2010.

2.As seen from the aforementioned Government Order, it is clear that the said Government Order is applicable only to the existing employees. The petitioner is a Turn Cock, who was appointed on 02.04.2013 and G.O.(Ms).No.338, Finance (Pay Cell) Department dated 26.08.2010, clearly states that the said Government Order is not applicable to the petitioner herein,



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



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ABDUL QUDDHOSE, J.

MR

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