



WEB COPY



W.A.No.2635 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01.09.2025

CORAM :

THE HONOURABLE MR.JUSTICE R. SURESH KUMAR
AND
THE HONOURABLE MR.JUSTICE HEMANT CHANDANGOUDAR

W.A.No.2635 of 2025

The Registrar
Annamalai University
Annamalai Nagar, Chidambaram. .. Appellant

Vs.

1. V. Natesan
2. I. Elangovan

3. The State of Tamil Nadu
Rep. by Secretary to Government
Higher Education Department
Fort St. George, Chennai – 600 009.

4. The Syndicate of Annamalai University
Rep. by its Secretary
Annamalai University, Annamalai Nagar
Chidambaram.

5. The Deputy Director
Local Fund Audit
Annamalai University, Annamalai Nagar
Chidambaram.

6. The Finance Committee of Annamalai University
Rep. by its Secretary
Annamalai University, Annamalai Nagar
Chidambaram. .. Respondents

Prayer: Appeal filed under Section 5 of the Limitation Act, to set aside the order dated 25.03.2024 as amended on 13.06.2024 made in W.P.No.10581 of 2023.



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For the Appellant : Mr.S.Nambi Arooran
for M/s.Ajmal Associates

For the Respondents : Mr.A.Selvendran
Special Government Pleader
for R3

JUDGMENT

(Judgment of the Court was made by R.SURESH KUMAR, J.)

This intra-Court appeal has been directed against the order passed by the Writ Court dated 25.03.2024 made in W.P.No.10581 of 2023.

2. A batch of writ petitions came to be disposed of by the common order of the Writ Court dated 25.03.2024, where, the resolution that has been passed by the appellant University has been given retrospective effect, thereby, the effect was that, the Career Progressive Scheme, being implemented by the appellant University, by which, after the service of 7, 14 and 21 years respectively, such Career Progressive would be provided to those such employees who have not got any regular promotion or functional promotion, has subsequently been modified into 10, 20 and 30 years respectively and that would be taken out from 1994.



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3. Such retrospective application to modify Career Progression Scheme at the completion of 10, 20 and 30 years of service since has been questioned before the Writ Court, the learned Writ Court has allowed all these writ petitions by giving a ruling that, that kind of modification would have only prospective effect and would not have retrospective effect, by which, the fixed pay already been paid to them and the accrued service benefits cannot be taken away by virtue of the resolution which is impugned therein.

4. As against the said order, already, an intra-Court appeal has been filed in W.A.No.150 of 2025 etc. batch. By a common order, a Division Bench of this Court, by the order dated 17.02.2025, has dismissed all these appeals. Following the said decision, two writ appeals in W.A.Nos.645 and 686 of 2025, filed against the very same common order dated 25.03.2024, have been filed by the University, which also faced the same fate of dismissal.

5. A copy of the order dated 25.03.2025, passed by the Division Bench in W.A.Nos.645 and 686 of 2025, has been produced before this Court and after having perusal of the same, we are of the view that we have to respectfully follow the said judgment of



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the Coordinate Bench of this Court and thereby, the present writ appeal has to face the same fate, hence, it is liable to be rejected and accordingly, the writ appeal is dismissed. However, there shall be no order as to costs. Consequently, C.M.P.No.21186 of 2025 is closed.

(R.S.K., J.) (H.C., J)
01.09.2025

Speaking Order/Non-Speaking Order

Index:Yes/No

Internet:Yes/No

Neutral Citation:Yes/No

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To:

1. The Secretary to Government
The State of Tamil Nadu
Higher Education Department
Fort St. George, Chennai – 600 009.



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R. SURESH KUMAR, J.
AND
HEMANT CHANDANGOUDAR, J.
(drm)

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