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W.A.Nos.2441 and 2436 of 2021

sIN THE HIGH COURT OF JUDICATURE AT MADRAS

RESERVED ON : 27.10.2025

PRONOUNCED ON : 01.12.2025

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH
AND
THE HONOURABLE MR. JUSTICE R.SAKTHIVEL

W.A.Nos.2441 and 2436 of 2021
and CMP.No.15626 of 2021

WA.No.2441/2021

R.Mathanagopal
Sanitary Inspector,
(Compulsorily Retired)
Dharmapuri Municipality,
Dharmapuri-636 701

... Appellant

Vs.

1.The Secretary to Government,
Municipal Administration and Water
Supply Department,
Secretariat, Chennai-600 009

2.The Commissioner of Municipal Administration,
Chepauk, Chennai-600 005

3.The Commissioner,
Dharmapuri Municipality,



W.A.Nos.2441 and 2436 of 2021

...Respondents

Dharmapuri.

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WA.No.2436/2021

R.Mathanagopal

Sanitary Inspector,

(Compulsorily Retired)

Dharmapuri Municipality,

Dharmapuri-636 701

... Appellant

vs.

1.The Commissioner, Dharmapuri Municipality,
Dharmapuri-636 701

2.A.Gurusamy,
Municipal Engineer / Municipal Commissioner,
Dharmapuri Municipality,
Dharmapuri – 636 701

3.The Commissioner of Municipal Administration,
Chepauk, Chennai-600 005

...Respondents

PRAYER in W.A.No.2441 of 2021: Appeal is filed under Clause 15 of the

Letters Patent, praying to set aside the order dated 15.12.2020 made in

W.P.No.11593 of 2013.



W.A.Nos.2441 and 2436 of 2021

PRAYER in W.A.No.2436 of 2021: Appeal is filed under Clause 15 of the

Letters Patent, praying to set aside the common order passed in

W.P.No.19850 of 2013 dated 15.12.2020.

In both W.As

For Appellant : Mr.T.Ranganathan for
Mr.S.N.Ravichandran

For Respondents : Mr.P.Anandakumar

JUDGMENT

M.S.RAMESH.J.

These Writ Appeals have been filed to set aside the common order dated 15.12.2020 made in W.P.Nos.11593 and 19850 of 2013.

2. Based on certain proven charges framed under Rule 9(2) of the Tamil Nadu Municipal Public Health Service (Discipline and Appeal)



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Regulations, 1973, the appellant was imposed with the punishment of stoppage of increment for 5 years, with cumulative effect on 24.04.2010, which was inclusive of the leave availed during the period of punishment. The said punishment is confirmed on appeal by the first respondent herein on 14.02.2013.

3. Pursuant to the punishment, the appellant was compulsorily retired from service through a separate disciplinary proceedings, and at the time of disbursement of the retirement benefits, a sum of Rs.1,36,440/- towards his encashment of earned leave salary, was adjusted in accordance with the punishment imposed on 24.04.2010 as above, through the proceedings dated 18.06.2013.

4. The appellant herein had challenged the order of punishment dated 24.04.2010 in W.P.No.11593 of 2013 and the recovery order dated 18.06.2013 in W.P.No.19850 of 2013. The learned Single Judge, through a common order dated 15.12.2020, had dismissed both the Writ Petitions, as



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against which the present Writ Appeals have been preferred.

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5.The learned counsel for the appellant submitted that the entire amount of Rs.1,36,440/- has already been recovered from the DCRG from the appellant and hence, no further adjudication is required for the relief sought in these Writ Appeals against the impugned orders.

6. In the light of the submission made, no interference is required to the impugned orders passed in these Writ Petitions. Accordingly both the Writ Appeals stand dismissed. No Costs. Consequently, connected miscellaneous petition is closed.

[M.S.R., J]

[R.S.V.,J]

01. 12.2025

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

Anu



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To
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- 1.The Secretary to Government,
Municipal Administration and Water
Supply Department,
Secretariat, Chennai-600 009
- 2.The Commissioner of Municipal Administration,
Chepauk, Chennai-600 005
- 3.The Commissioner,
Dharmapuri Municipality,
Dharmapuri.



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M.S.RAMESH, J.
and
R.SAKTHIVEL, J.

Anu

Pre-delivery order made in



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W.A.No.2441 of 2021
and CMP.No.15626 of 2021

01.12.2025

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