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WP Nos. 7223 & 7224 of 2013



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2025

CORAM

THE HONOURABLE MR. JUSTICE K. SURENDER

**WP Nos. 7223 & 7224 of 2013
and M.P.Nos.1 &2 of 2013**

H.Radhakrishnan

Petitioner in W.P.No.7223 of 2013

Vs

1. The Government Of Tamil Nadu,
Rep. By Secretary To The Government,
Finance (Pay Cell) Department,
Fort St. George, Chennai-9.

2.The Secretary To The Government,
Government Of Tamil Nadu,
School Education Department,
Fort St.George, Chennai-9.

3.The Director Of School
Education, College Road, Chennai-6.

4.The Chief Educational Officer,
Thiruvarur District, Thiruvarur.

5.The District Educational
Officer, Thiruvarur District,
Thiruvarur.

6.The Headmaster,



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W²P Nos. 7223 & 7224 of 2013



Government Higher Secondary School,
Kulikarai, Thiruvarur District.

Respondents in W.P.No.7223 of 2013

G.Krishnaveni,

Petitioner in W.P.No.7224 of 2013

Vs

1. The Government Of Tamil Nadu,
Rep. By Secretary To The Government,
Finance (Pay Cell) Department,
Fort St. George, Chennai-9.

2.The Secretary To The Government,
Government Of Tamil Nadu,
School Education Department,
Fort St.George, Chennai-9.

3.The Director Of School
Education, College Road, Chennai-6.

4.The Chief Educational Officer,
Nagapattinam District, Nagapattinam.

5.The Regional Accounts Officer
(Audit),
School Education Department,
Madurai-2.

6.The Headmaster,
Government Higher Secondary School,
Thirumarugal, Nagapattinam District.

Respondents in W.P.No.7224 of 2013

PRAYER in WP No. 7223 of 2013:

This Writ Petition is filed under Article 226 of Constitution of India seeking Writ of Certiorarified Mandamus to call for the records of the 5th



respondent in proceedings Na.Ka.No. 5751/A4/12 dated 07.11.2012 and quash the same and issue a consequential direction to the respondents to continue to pay the Selection Grade Scale of Pay of the petitioner in the pay band of Rs.15600-39100 + Grade Pay 5400, with notional effect from 01.01.2006 and monetary benefit from 01.01.2011 as fixed in the proceedings of the 6th respondent in proceedings Na.Ka.No. ----/11-12 dated --.08.2011 with all benefits.

PRAYER in WP No. 7224 of 2013:

This Writ Petition is filed under Article 226 of Constitution of India seeking Writ of Certiorarified Mandamus to call for the records of the 5th respondent in proceedings Na.Ka.No. 1886/A6/12 dated 05.09.2012 and quash the same and issue a consequential direction to the respondents to continue to pay the Selection Grade Scale of Pay of the petitioner in the pay band of Rs.15600-39100 + Grade Pay 5400, with notional effect from 01.01.2006 and monetary benefit from 01.01.2011 with all benefits.

In both WPs'

For Petitioner(s): Mr.R.Saseetharan

For Respondent(s): M/s.P.Raja Rajeshwari GA

COMMON ORDER

The petitioners have filed these Writ Petitions seeking for quashment of Proceedings Na.Ka.Nos. 1886/A6/12 dated 05.09.2012 & 5751/A4/12 dated 07.11.2012 and to issue a consequential direction to the respondents to continue Selection Grade Scale of Pay of the petitioners in the pay band of Rs.15600-39100 + Grade Pay 5400, with notional effects, monetary benefits and other



consequential benefits.

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2. The learned counsel appearing for the petitioners would submit that recovery sought to be made by way of impugned orders cannot withstand judicial scrutiny, since several judgments were already passed finding that such orders of recovery cannot be made.

3. The Government Advocate appearing for the respondents does not dispute the same.

4. Recording the said submission, these Writ Petitions are allowed by quashing Proceedings Na.Ka.Nos. 1886/A6/12 dated 05.09.2012 & 5751/A4/12 dated 07.11.2012, the impugned orders of recovery. No costs. Consequently connected miscellaneous petitions are closed.

K.SURENDER, J.



29-10-2025

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

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Finance (pay Cell) Department, Fort St.
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3. The Director Of School
Education, College Road, Chennai-6.

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