



WEB COPY

W.P.No.20848 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.06.2025

CORAM:

THE HONOURABLE MR.JUSTICE **R.SUBRAMANIAN**
AND
THE HONOURABLE MRS.JUSTICE **K. GOVINDARAJAN THILAKAVADI**

Writ Petition No. 20848 of 2025
and WMP No.23544 of 2025

R. Tamil Selvi

.. Petitioner

Vs.

1. The Principal District Judge,
Krishnagiri District Court,
Krishnagiri.

2. The Chief Administrative Officer,
O/o. The Principal District Court,
Krishnagiri.

3. The Presiding Officer,
Labour Court, Hosur.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying for, to issue a Writ of Certiorari, calling for records pertaining to the impugned Notice dated 03.02.2023 of the second respondent to recover Rs.1,90,409/- from the petitioner, as excess pay and allowance due to wrong



fixation of pay for the period 01.11.2009 to 31.08.2022 and quash the same as illegal.

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For Petitioner : Mr.A.E.Ravichandran

For Respondents : Mr.S.Thangavel

ORDER

(Order of the Court was delivered by R.SUBRAMANIAN, J.)

Challenge is to the impugned notice issued by the second respondent, consequent upon re-fixation of the salary of the petitioner, which was erroneously fixed.

2. As regards the recovery, the issue is covered by the judgment of the Hon'ble Supreme Court in ***State of Punjab and Others Vs. Rafiq Masih (White Washer's case)*** reported in ***AIR 2015 SC 696***. As regards the re-fixation, we do not see any grievance for the petitioner as the wrong fixation has been rectified. Hence, while sustaining the re-fixation, we only set aside the orders of recovery. Any amount recovered pursuant to the orders impugned in this writ petition, the same shall be repaid to the petitioner



within a period of twelve weeks from the date of receipt of a copy of this order.

3. Accordingly, this Writ Petition is **partly allowed**, while sustaining the order of re-fixation, the order of recovery alone is set aside. There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

(R.SUBRAMANIAN, J.)(K. GOVINDARAJAN THILAKAVADI, J.)
12.06.2025

Jv

Index: No
Speaking order
Neutral Citation: No
To

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Krishnagiri District Court,
Krishnagiri.
2. The Chief Administrative Officer,
O/o. The Principal District Court,
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R.SUBRAMANIAN, J.
and
K. GOVINDARAJAN THILAKAVADI

jv

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