



W.A.No.2294 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.09.2025

CORAM :

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

W.A.No.2294 of 2022
and CMP.No.17510 of 2022

1.The State of Tamil Nadu,
Through its Secretary,
Department of School Education,
Fort St. George, Chennai-9

2.The Director of School Education,
D.P.I. Campus, College Road,
Chennai

3.The Joint Director of School Education,
(Vocational) College Road,
Chennai-6

4.The Chief Educational Officer,
Salem District

5.The Headmaster,
Government Higher Secondary School,
Mettur Dam,
Salem District

... Appellants

Vs.



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2.The Accountant General,
(Accounts and Establishments),
361, Anna Salai,
Teynampet, Chennai-600 018

... Respondents

PRAYER: Appeal is filed under Clause 15 of the Letters Patent, praying to set aside the order dated 22.12.2021 made in W.P.No.13313 of 2021.

For Appellants : Mr.K.H.Ravi Kumar
Government Advocate

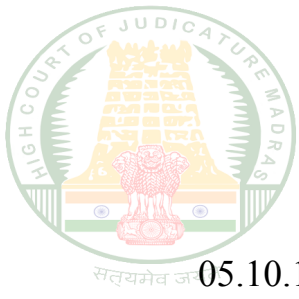
For Respondents : Mr.K.Sathish kumar for R1
R2- No appearance

JUDGMENT

(Judgment of this Court was delivered by M.S.RAMESH.J)

This Writ Appeal has been filed to set aside the order dated 22.12.2021 made in W.P.No.13313 of 2021.

2.The first respondent herein joined as a Double Part Time Vocational teacher on 09.07.1979 in a Government Higher Secondary School, Mettur and his service was regularized on time scale of pay on

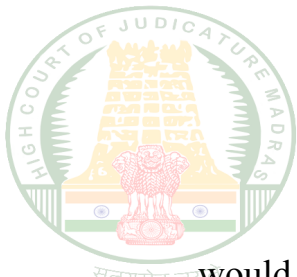


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05.10.1996. On attaining the age of superannuation, he retired from service on 30.04.2012. The grievance of the first respondent is that 50% of his service for the period from 09.07.1979 to 04.10.1996 has not been taken into account while calculating his pensionary benefits. Challenging the same, he filed a petition in W.P.No.13313 of 2021, whereby the appellants herein were directed to revise the pension of the first respondent by including 50% of service rendered by him as Double Part Time Teacher. Aggrieved by the said order, the appellants have preferred the present Appeal.

3.The entitlement of a Government employee for counting 50% of the service rendered as a Part Time Vocational Teacher, has been dealt with in favour of the employees in several decisions, including the judgment of the Hon'ble Full Bench of this Court in the case of ***Government of Tamil Nadu, represented by its Secretary to Government, School Education Department, Chennai-9 and others vs. K.Pachaiyappan and other***, passed in W.A.No.882 of 2017 and etc. batch dated 06.04.2018. The learned Single Judge had also placed reliance on the decision of the Hon'ble Full Bench and had come to the conclusion that the first respondent herein



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would be entitled for revision of pension by counting 50% of the past services rendered by him as a Double Time Vocational Teacher.

4. In view of the decision of the Hon'ble Full Bench, the order which was impugned in the Writ Court cannot be legally sustained and the Writ Court had rightly set aside the same with a consequential direction.

5. We find no grounds to interfere with this appeal and accordingly, this Writ Appeal stands closed. No Costs. Consequently, the connected miscellaneous petition is closed.

[M.S.R., J] [R.S.V.,J]

19.09.2025

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
Anu



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To
The Accountant General,
(Accounts and Establishments),
361, Anna Salai,
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M.S.RAMESH, J.



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