



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-09-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

WP No. 31629 of 2025

H.Saleth Mary,
Retired Full Time Vocational
Instructor,Nirmal Bavan,
Muthappancode,
Anducode(post),Kanniyakumari
District -629 168.

Petitioner(s)

Vs

1. The State Of Tamilnadu
Rep By Its Secretary To Government,
School Education Department, Fort St.
George, Chennai -9.

2.The Director Of Elementary
Education,
DPI Compound, College Road,
Chennai -6.

3.The District Elementary Educational
Officer,
O/o. The District Elementary
Educational Officer, Nagarkovil,
Kanniyakumari District.

4.The Block (Elementary) Educational



Officer,
O/o. The Block(Elementary)
Educational Officer, Kuzhithurai,
Kanniyakumari District.

5.The Principal Accountant General,
(Accounts And Entitlement),
Nandanam, Annasalai, Chennai -18.

Respondent(s)

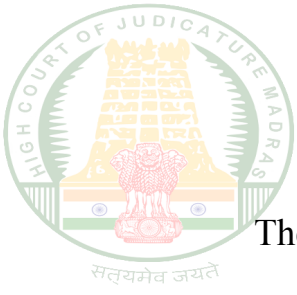
PRAYER

Writ Petition filed under Article 226 of the Constitution of India, praying to direct the Respondents to count 50% Part-time services rendered by the Petitioner for the period from 03.01.1985 to 11.05.1995 along with her Regular Service, the purpose of Qualifying service for Pension and to confer all consequential Revision of Pension in the light of various orders of the Hon'ble High Court and other benefits to the Petitioner

For Petitioner(s): Mr.V.Ravikumar

For Respondent: Ms.S.Mythreye Chandru
Special Government Pleader
(Education)
(For R1 to R4)

Mr.A.N.R.Jayaprathap
Standing Counsel
(For R5)



ORDER

The writ petition has been filed for a Writ of Mandamus, to direct the Respondents to count 50% Part-time services rendered by the Petitioner for the period from 03.01.1985 to 11.05.1995 along with her Regular Service, the purpose of Qualifying service for Pension and to confer all consequential Revision of Pension in the light of various orders of the Hon'ble High Court and other benefits to the Petitioner.

2. Heard Mr.V.Ravikumar, learned counsel for the petitioner and Ms.S.Mythreye Chandru, learned Special Government Pleader (Education) for respondents 1 to 4 and Mr.A.N.R.Jayaprathap, learned Standing Counsel for the 5th respondent.

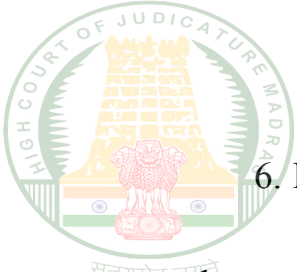
3. The case of the petitioner is that the petitioner was initially appointed as a Part-Time Vocational Instructor in the Thiru Iruthaya Middle School, Kadaiyaal on 03.01.1985 on consolidated pay and subsequently promoted to Full-Time Vocational Instructor with effect from 12.05.1995. After rendering more than 30 years of service, she retired on 31.12.2013. For pension purposes,



only her regular service was taken into account and the 50% of the Part-Time service has not been considered.

4. The petitioner relies on several precedents, where similarly placed persons, including in W.P.No.39177 of 2002 and W.P.No.4556 of 2007 were granted revision of pensionary benefits by counting 50% of the Part-Time service along with the regular service. The petitioner submitted a representation dated 22.03.2025, seeking similar relief, which has not been considered by the respondents. Hence, the petitioner is constrained to move the present writ petition.

5. Considering the facts and circumstances of the case and in view of the limited prayer sought for in this writ petition, this Court, without going into the merits of the matter, directs the respondents to consider the case of the petitioner and pass orders on the representation submitted by the petitioner dated 22.03.2025 on its own merits and in accordance with law, within a period of twelve (12) weeks from the date of receipt of a copy of this order.



6. In fine, the writ petition stands disposed of. However, there shall be no order as to costs.

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02-09-2025

(5/5)

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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A.D.JAGADISH CHANDIRA, J.

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