



W.P.(MD)No.23378 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **26.08.2025**

CORAM:

THE HONOURABLE **MR.JUSTICE M.DHANDAPANI**

W.P.(MD) No.23378 of 2025

S.Kanimozhi

: Petitioner

Vs.

1. The Director of Elementary Education,
Chennai - 6.

2. The District Educational Officer (Elementary),
Devakottai,
Sivagangai District.

3. The Block Educational Officer,
Devakottai,
Sivagangai District.

4. The Secretary,
Zamindar Street Primary School,
Devakottai,
Sivagangai District.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to sanction the selection grade with effect from 01.09.2015, yearly increment from the year 2017 onwards, monthly salary for October, November and December 2017, 6th pay commission and 7th pay commission monetary benefits with all other entitled benefits.



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For Petitioner : Mr.V.Panneer Selvam

For Respondents : Mr.M.Sddharthan

Additional Government Pleader

ORDER

This writ petition has been filed seeking a direction to the respondents to sanction the selection grade with effect from 01.09.2015, yearly increment from the year 2017 onwards, monthly salary for October, November and December 2017, 6th pay commission and 7th pay commission monetary benefits with all other entitled benefits.

2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. The learned counsel appearing for the petitioner submits that the petitioner was employed as Teacher in the fourth respondent school and the fourth respondent school is under direct payment in view of the dispute between the Management and the Government. However, the petitioner's selection grade, yearly increment, monthly salary for October, November and December 2017 and 6th and 7th pay commission benefits



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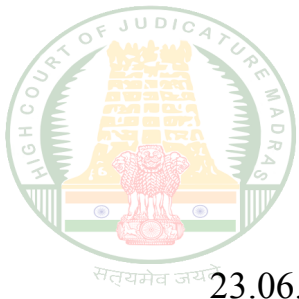
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have not been awarded by the third respondent. In this regard, the petitioner made a representation dated 23.06.2025 to the respondents and the same has not been considered till date.

4. The learned counsel appearing for the petitioner submits that though the aforesaid relief has been sought for by the petitioner, now, he confines the prayer that it would suffice if the representation submitted by the petitioner dated 23.06.2025 is disposed of in accordance with law.

5. It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon him to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of the Constitution of India and direct them to consider the same within a stipulated time.

6. In the light of the above observations, there shall be a direction to the third respondent to consider the petitioner's representation dated



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23.06.2025 on its own merits and to obtain the views of the fourth respondent with regard to the claim made by the petitioner and pass appropriate orders in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. It is also made clear that this Court has not expressed any of its views with regard to the merits of the matter and that it is open to the respondents to consider the same on its own merits.

7. With the above observations and directions, the Writ Petition stands disposed of. There shall be no order as to costs.

26.08.2025

Index : Yes / No
NCC : Yes / No
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M.DHANDAPANI, J.

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