



Cont.P.(MD) No.2653 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.03.2025

CORAM:

THE HONOURABLE Mr.JUSTICE BATTU DEVANAND

Cont.P.(MD) No.2653 of 2024
in
W.P.(MD) No.9791 of 2024

- 1.S.Nagarathinam
- 2.K.Natarajan
- 3.R.V.Veluchamy
- 4.S.G.Karuppiah
- 5.M.Sathana Karuppiah
- 6.K.Periyasamy
- 7.A.Shanmugavel
- 8.K.Panchacharam
- 9.S.Manickam
- 10.C.Thavasi
- 11.K.Venkatasubramani
- 12.N.Panchavarnam



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13.P.Jeganathan

14.S.Mohan

15.A.Bilavaendran

16.K.Dharmarajan

17.P.Loga Subramanian

18.A.Karuppan

19.R.Adaikalam

20.S.Veerapadran

21.T.Muthukuri

22.M.Ramiah

23.M.Chandran

24.V.Shanmugam

25.G.Shyamala

26.C.Paulraj

27.S.Gulabjan

.. Petitioners

Vs.

1.Supriya Sahu,
The Secretary to Government,
Health and Family Welfare Department,
Chennai-9



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2.T.S.Selva Vinayagam,
The Director of Public Health and Preventive Medicine,
DMS Compound,
Chennai-6

3.D.A.Sekar,
The Principal Accountant General,
Accounts and Entitlements,
361, Anna Salai,
Teynampet, Chennai-18.

.. Respondents

Prayer: Petition filed under Section 11 of the Contempt of Courts Act, to punish the respondents for the willful disobedience and wantonly disobeying of the order passed in W.P.(MD) No.9791 of 2024 dated 23.04.2024.

For Petitioner : Mr.C.Jeganathan

For R1 & R2 : Mr.Raveendran
Senior Counsel
Assisted by Mr.T.Amjad Khan

ORDER

This contempt case has been filed complaining willful disobedience of the order dated 23.04.2024 in W.P.(MD)No.9791 of 2024.



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2. While allowing the writ petition, this Court directed the respondents therein to refix the pension of the petitioners based on the notional promotion granted to the petitioners retrospectively within a period of 8 weeks from the date of receipt of a copy of the order.

3. As per the learned counsel for the petitioner, this order was communicated to the respondents on 06.09.2024. Finally, on 27.02.2025, the pension of the petitioners was refixed.

4. On behalf of the respondents, counter affidavit has been filed. Based on the averments made in the counter affidavit, the learned senior counsel appearing for the respondent submits that to refix the pension of 27 petitioners in this case they sent proposals on different dates to the Principal Accountant General office and thereafter, the Principal Accountant General issued the sanctioned order on different dates. The learned senior counsel further contends that to implement the order in true letter and spirit, admittedly, there is some delay, which is caused due to the reasons stated in the affidavit, which are not intentional.



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5. The learned senior counsel for the respondents drawn attention of this Court to the unconditional apology tendered by the respondents in their affidavits for the delay caused in implementing the order of this Court.

6. Considering the fact that the order of this Court is complied with and the reasons stated for the delay caused in implementing the order of this Court is reasonable, this Court intends to take lenient view towards the respondents for the delay by accepting their unconditional apology.

7. In view of the above factual position, no further adjudication is required in the present contempt petition.

8. Accordingly, the contempt petition is closed.

18.03.2025

NCC : Yes/No
Index : Yes/No
Internet : Yes
Sn



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To

- 1.M/s.Supriya Sahu,
The Secretary to Government,
Health and Family Welfare Department,
Chennai-9
- 2.Mr.T.S.Selva Vinayagam,
The Director of Public Health and Preventive Medicine,
DMS Compound,
Chennai-6
- 3.Mr.D.A.Sekar,
The Principal Accountant General,
Accounts and Entitlements,
361, Anna Salai,
Teynampet, Chennai-18.



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BATTU DEVANAND, J.

Sn

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