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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HONOURABLE MR.JUSTICE KRISHNASWAMY GOVINDARAJAN

WP No. 16401 of 2013

CNR:{HCMA010143562013}

T.Krishnan
S/o.Late Thanjiyappan
Palavam Village, Kamakoor Post
Arani Taluk
Thiruvannamalai District 606 903

Petitioner

Vs

1. The Accountant General
   (Accounts and Entitlements), Tamil Nadu
   No.361, Anna Salai, Chennai 600 018

2. The Revenue District Officer
   Thiruvannamalai District, Thiruvannamalai

3. The Tahsildar
   Polur Taluk, Thiruvannamalai District

4. The Sub Treasury Officer
   Polur Taluk, Thiruvannamalai District

Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Certiorarified Mandamus, calling for the records of the 1st respondent order in P26/I/PPI.4666/204096 dated 04.04.2012, quash the same and direct the 1st respondent to sanction the pension at Rs.175 per month with all attendant benefits under the G.O.Ms.No.828 dated 23.08.1996 and consequently direct the 4th respondent to pay the same with interest at 18% per annum from 05.12.1986 till date of payment within a stipulated time.

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For Petitioner: Ms.S.Lavanya for Mr.A.Sivaji

For Respondents: Mr.L.Muralikrishnan
Standing Counsel for R1
Mr.C.P.Goutham
Government Advocate for R2 to R4

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The prayer in the writ petition is as follows:-

> "to issue a Writ of Certiorarified Mandamus, calling for the records of the 1st respondent order in P26/I/PPI.4666/204096 dated 04.04.2012, quash the same and direct the 1st respondent to sanction the pension at Rs.175 per month with all attendant benefits under the G.O.Ms.No.828 dated 23.08.1996 and consequently direct the 4th respondent to pay the same with interest at 18% per annum from 05.12.1986 till date of payment within a stipulated time."

2. It is the case of the writ petitioner that he originally worked as Karnam from 05.12.1986 to 18.07.1993 in the Revenue Department. Subsequent to the abolition of the post of Karnam, the petitioner, through proper channel, was appointed as Village Administrative Officer on 19.07.1993. Thereafter, the petitioner got superannuated on 30.09.2009. The petitioner claims special pension in view of his superannuation.

3. The Government Advocate representing the respondents 2 to 4

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submitted that after superannuation, the petitioner is receiving regular pension and the question of special pension for the petitioner does not arise and hence prayed for the dismissal of the writ petition.

4. Heard the counsel for the petitioner and the Government Advocate for the respondents 2 to 4.

5. The counsel for the petitioner relied upon the order in W.P.No.276 to 280 of 2009 dated 09.01.2009 and the relevant portion in the said order is extracted hereunder:-

> *"18. To summarise, the vexed question of grant of pension for the services rendered by the erstwhile Village Officers has undergone a metamorphosis over the past three decades and step by step the Government have yielded to the demand, categorywise as follows:-*
>
> *(a) FOR THOSE WHO NEVER GOT RE-EMPLOYED:-*
>
> *A special pension of Rs.175/- per month later enhanced to Rs.250/- per month with attendant benefits to all those living Ex-Village Officers, who lost their jobs on 14.11.1980 but who never got re-employed was first sanctioned with effect from 5.12.1986. For the families of those who were dead, a special family pension of Rs.100/- per month later enhanced to Rs.150/- per month, was similarly sanctioned.*
>
> *(b) FOR THOSE WHO GOT RE-EMPLOYED IN 1982:-*
>
> *For persons who lost their jobs on 14.11.1980 and*

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who were appointed as Village Administrative Officers in the year 1982, by virtue of possessing minimum general educational qualification, but who retired without completing 10 years of service in the new category, their services were directed to be counted not from the date of their appointment in 1982 but directed to be counted with effect from 14.11.1980, so that they get 10 years of qualifying service in the new category to get at least minimum pension.

If these persons did not get 10 years of service, even after counting the service from 14.11.1980, then they were directed to be granted the special pension as per G.O.Ms.No.828, Revenue, dated 23.8.1996, with effect from 5.12.1986, but excluding the period of their non-employment.

(c) FOR THOSE WHO GOT RE-EMPLOYED AFTER 1988:-

Persons who lost their jobs on 14.11.1980 and who got appointed temporarily under Rule 10(a)(i) after 1988, by virtue of acquiring minimum general educational qualifications after the date of abolition, the special pension granted to those who were never re-employed, was granted with effect from 5.12.1986, excluding the period of their re-employment on temporary basis."

6. Even as per the said order, the petitioner comes under clause (b) of the said order. Only because of that, the petitioner is now able to get the regular pension, since the petitioner's service to be counted from 14.11.1980, in spite of the fact that the petitioner joined duty only in the year 1993. So the claim of the

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petitioner for special pension is not legally sustainable. Hence the writ petition is dismissed. No costs.

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

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To

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