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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-01-2026

CORAM

THE HON'BLE DR.JUSTICE ANITA SUMANTH

AND

THE HON'BLE MR.JUSTICE P. DHANABAL

WP No. 25002 of 2014

S.Munusamy
S/o.Swamy,
Special Grade Driver (Retd.), Thuthipattu Village,
Kamarajar Nagar, Arni Main Road, Vellore District

..Petitioner(s)

Vs

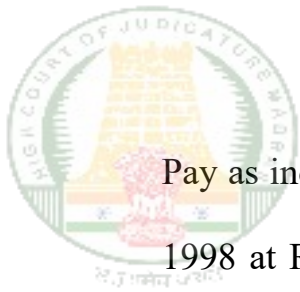
1.The Government of Tamilnadu,
Rep. by Principal Secretary to Government,
Finance Department, Secretariat, Chennai – 9.

2.The Assistant Conservator of Forests,
Forest Protection Squad, Tiruppathur,
Vellore District.

3.The Sub Treasury Officer,
SBI, Bagayam, Vellore District.

..Respondent(s)

Prayer: Writ petition filed under Article 226 of the Constitution of India for issuance of writ of Certiorarified Mandamus, calling for the records on the file of the 1st respondent herein pertaining to G.O.Ms.No.114, Finance (Pay Cell) Department dated 06.05.2014 and quash the same and to direct the respondents to implement the Ordinary Grade, Selection Grade and Special Grade Scales of



Pay as indicated in Schedule - II of the Tamilnadu Revised Scales of Pay Rules, 1998 at Rs.4000-6000, Rs.5000-8000 and Rs.5500-9000 to the petitioner from 01.01.1996/date of initial appointment (whichever is later), in the Ordinary Grade and the respective dates of completion of 10 years of service in the Ordinary Grade and 10 years in the Selection Grade, respectively with all consequential monetary benefits and to pay all arrears within a stipulated time period.

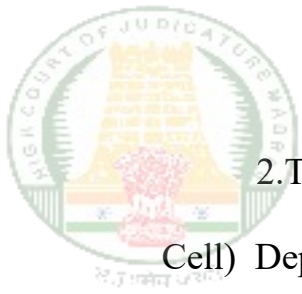
For Petitioner(s): Mr.S.Madhu Balaji
for Mr.M.Ravi

For Respondent(s): Mr.V.Ravi
Special Government Pleader
(for R1 and R3)
Mr.P.Anandakumar
Government Advocate (for R2)

ORDER

(Order of the Court was made by Dr.Anita Sumanth J.)

Mr.S.Madhu Balaji, learned counsel for the petitioner, Mr.V.Ravi, learned Special Government Pleader for R1 and R3 and Mr.P.Anandakumar, learned Government Advocate for R2 would agree that the issue that arises for consideration in this matter stands covered by several orders passed in Writ Petitions, one of which is dated 28.06.2023 in W.P.Nos.24693 of 2014 and batch.



2. The challenge in the present matter is to G.O.Ms.No.114, Finance (Pay Cell) Department, dated 06.05.2014 and for a consequential direction. That prayer has been negatived in the aforesaid order and the operative portion of the order of the Division Bench is as follows:

'4. The learned Additional Advocate General placed reliance on the common order dated 27.06.2023 passed by the Division Bench of this Court in W.P.No.31891 of 2014 and etc. batch and submitted that the decision taken in the said common order squarely applies to the facts of the present writ petitions and therefore seeks dismissal of the present writ petitions on the same line. It is held as follows in the said common order:

4. The learned Additional Advocate General appearing for the respondents placing a decision of the Hon'ble Supreme Court in Civil Appeal Nos.9533 to 9537 of 2019 dated 18.12.2019, submitted that the issue with regard to fixation of Selection Grade pay and Special Grade Pay in terms of Serial No.8 of G.O.Ms.No.162 was dealt with by the Hon'ble Supreme Court in the above said decision and the Apex Court has allowed the Ordinary Grade, Selection Grade and Special Grade scales of Pay to drivers in terms of Serial No.6, as per Schedule-II of G.O.Ms.No.162, Finance (Pay Cell) Department, dated 13.04.1998, namely,

Ordinary Grade Rs.	Selection Grade Rs.	Special Grade Rs.
Rs.3200-85-4900	Rs.4000-100-6000	Rs.4300-100-6000

5. He further submitted that, in compliance to the decision of the Hon'ble Supreme Court, as stated supra, the Government has issued a Letter No.4866, Finance (CMPC) Department, Secretariat, Chennai 600 009, dated 22.01.2020, thereby directing that the drivers are entitled to ordinary scale of pay at Rs.3200-85-4900,



selection Grade at Rs.4000-100-6000 ad Special Grade Scale of pay at Rs.4300-100-6000 only. Therefore, the present issues involved in all the writ petitions are covered by the decision of the Hon'ble Supreme Court, as stated supra and accordingly, the writ petitioners are not entitled to grant of Selection Grade and Special Grade, in terms of Serial No.8 of G.O.Ms.No.162, Finance (Pay Cell), Department dated 13.04.1998, whereas they are entitled to as per Serial No.6 of the above said Government Order. Hence, he seeks for dismissal of the writ petitions.

6. We heard the learned counsel for the petitioners and the learned Additional Advocate General. Also, we have perused the materials on record.

7. As has been pointed out by the learned Additional Advocate General, the issue with regard to fixation of Selection Grade/Special Grade Scale of Pay, in terms of Serial No.8 of G.O.No.162, dated 13.04.1998, viz. Rs.4000-100-6000 at Ordinary Scale; Rs.5000-150-8000 at Selection Grade; and Rs.5500-175-9000 at Special Grade, has been discussed elaborately by the Hon'ble Supreme Court in its decision in Civil Appeal Nos.9533 to 9537 of 2019 dated 18.12.2019 and the Apex Court has allowed Ordinary Grade, Selection Grade and Special Grade scales of Pay to drivers in terms of Serial No.6, as per Schedule-II of G.O.Ms.No.162, Finance (Pay Cell) Department, dated 13.04.1998.

8. Further, in compliance to the above decision of the Apex Court, as stated supra, the Government has also issued a Letter No.4866, Finance (CMPC) Department, Secretariat, Chennai 600 009, dated 22.01.2020, and has given directions to all the heads of Departments. The relevant portion is extracted hereunder.

7. The Hon'ble Supreme Court of India in its order dated 18.12.2019 in the reference twentieth



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cited, has allowed Ordinary Grade, Selection Grade and Special Grade scales of Pay to drivers in terms of Serial No.6, as per Schedule-II of G.O.Ms.No.162, Finance (Pay Cell) Department, dated 13.04.1998, namely,

Ordinary Grade Rs.	Selection Grade Rs.	Special Grade Rs.
Rs.3200-85-4900	Rs.4000-100-6000	Rs.4300-100-6000

8. Accordingly, the Government directs that the drivers are entitled to ordinary scale of pay at Rs.3200-85-4900, selection Grade at Rs.4000-100-6000 and Special Grade Scale of pay at Rs.4300-100-6000 only. The scale of pay of drivers whose selection Grade/Special Grade has been fixed erroneously at Rs.5000-8000 and Rs.5500-9000 has to be refixed as indicated at para 7 above and excess amount paid on account of erroneous fixation has to be regulated with effect from the date of orders of Hon'ble Supreme Court of India in SLP (Civil) No.9560-9561 of 2019 dated 18.12.2019. All the heads of Departments are requested to ensure that the selection Grade/Special Grade Pay of drivers are fixed in terms of Serial No.6 of Schedule II of G.O.Ms.No.162, Finance (Pay Cell) Department, dated 13.04.1998 at Rs.4000-100-6000 in the selection Grade and Rs.4300-100-6000 in the Special Grade. Any failure to adhere the same will be viewed seriously and responsibility fixed on pay fixing authorities.

9. All Heads of Departments are also requested to furnish a compliance report to Government indicating that the Selection Grade/Special Grade pay of the Drivers has been fixed in terms as order by the Hon'ble Supreme Court of India within 15 days from the date of receipt of this letter.



9. *In the light of the decision of the Hon'ble Supreme Court in Civil Appeal Nos.9533 to 9537 of 2019 dated 18.12.2019 and consequent Government Letter No.4866, Finance (CMPC) Department, Secretariat, Chennai 600 009, dated 22.01.2020 before this Court, the writ petitioners are not entitled to claim the Special Grade and Selection Grade scale of pay, in terms of Serial No.8 of G.O.Ms.No.162, Finance (Pay Cell), Department dated 13.04.1998. As such, all the writ petitions are liable to be dismissed.*

10. *Accordingly, all the writ petitions are liable to be dismissed. Consequently, connected miscellaneous petitions are closed.'*

5. *In the light of the above common order passed by this Court in W.P.No.31891 of 2014 and etc. batch dated 27.06.2023 following the decision of the Hon'ble Supreme Court in Civil Appeal Nos.9533 to 9537 of 2019 dated 18.12.2019, all these writ petitions are liable to be dismissed and accordingly, the same are dismissed. There will be no order as to costs. Consequently, M.P.No.1 of 2014 (8 numbers) is closed.'*

3. We adopt the same reasoning as set out in the above order and dismiss this writ petition. No costs.

(A.S.M.,J.) (P.D.B.,J.)
02-01-2026

vs

Index: Yes/No

Speaking order

Neutral Citation: Yes

To

1, The Principal Secretary to Government,
Finance Department, Secretariat, Chennai – 9.



2. The Assistant Conservator of Forests,
Forest Protection Squad, Tiruppathur,
Vellore District.

3. The Sub Treasury Officer,
SBI, Bagayam, Vellore District.



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WP No. 25002 of 2



DR.ANITA SUMANTH J.

AND

P.DHANABAL J.

VS

WP No. 25002 of 2014

02-01-2026