



C.M.P.(MD) No.2444 of 2026

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 26.02.2026

CORAM:

**THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN
and
THE HONOURABLE MR.JUSTICE K.K.RAMAKRISHNAN**

C.M.P.(MD) No.2444 of 2026

in

W.A.(MD) SR No.14619 of 2026

1.The Director of Elementary Education
Chennai-06

2.The District Educational Officer
(Elementary)
Theni, Theni District

3.The Block Educational Officer
Theni, Theni District

... Petitioners

-vs-

1.T.Kanagarajan

2.The Accountant General (A&E)
361, Anna Salai
Tenampettai
Chennai

3.The Secretary
Sri N.V.P.Middle School
Poomalaigundu
Theni Taluk, Theni District

... Respondents



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PRAYER: Petition filed under Section 5 of Limitation Act to condone the delay of 536 days in filing the above writ appeal as against the order dated 31.07.2024, passed in W.P.(MD) No.17783 of 2024.

For Petitioners : Mr.J.Ashok
Additional Government Pleader

For Respondents : Mr.V.Panneerselvam for R1

ORDER

[Order of the Court was made by DR.G.JAYACHANDRAN, J.]

This civil miscellaneous petition has been filed seeking to condone the delay of 536 days in the filing the above writ appeal.

2. The present writ appeal has been filed by the Department, however with a delay of 536 days, challenging the order passed by the learned Single Judge directing them to take into consideration 50% of the part-time service rendered by the first respondent / writ petitioner as a Vocational Instructor for pensionary benefits alone.



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3. The issue with regard to counting of 50% of the part-time service rendered by the employee in the post of Vocational Instructor for pensionary benefits is no more *res integra*, in view of the Judgment dated 25.02.2026, passed by this Court in W.A.(MD) No.215 of 2026. Therefore, we are inclined to condone the delay.

4. Accordingly, this civil miscellaneous petition is allowed and the delay of 536 days in filing the above writ appeal is condoned.

5. Registry is directed to number the writ appeal, if the papers are otherwise in order.

[G.J., J.]

[K.K.R.K., J.]

26.02.2026

NCC : Yes / No

Index : Yes / No

Internet : Yes / No

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