

W.P.No.212 of 2021
(heard through VC)

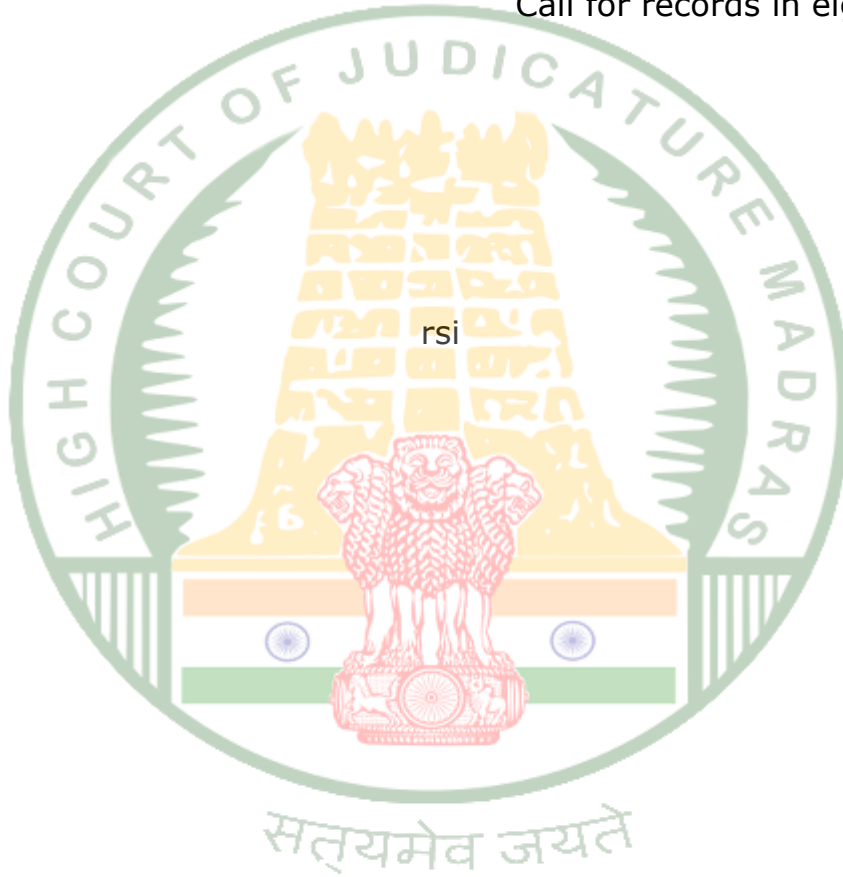
S.VAIDYANATHAN, J

Admit.

Issue Rule Nisi.

Call for records in eight weeks.

07.01.2021
(1/3)



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W.M.P.No.282 of 2021
in W.P.No.212 of 2021
(heard through VC)

S.VAIDYANATHAN, J

Mr.P.Raja, learned Government Advocate takes notice on behalf of the respondents.

2. Private notice to the respondents returnable in two weeks.

3. The relief sought for by the petitioner in this miscellaneous petition cannot be granted as such. But, however, as the petitioner has been rendering services, for the services rendered in the Education Department, she must be paid and she shall not be deprived of the salary on the ground that she has not given her consent for Contributory Pension Scheme (C.P.S.).

4. The petitioner is permitted to give option, which will be without prejudice to the rights of both the parties in the writ petition. In case, the writ petitioner succeeds, the amount paid in the C.P.S. Scheme will be adjusted and paid to the petitioner.

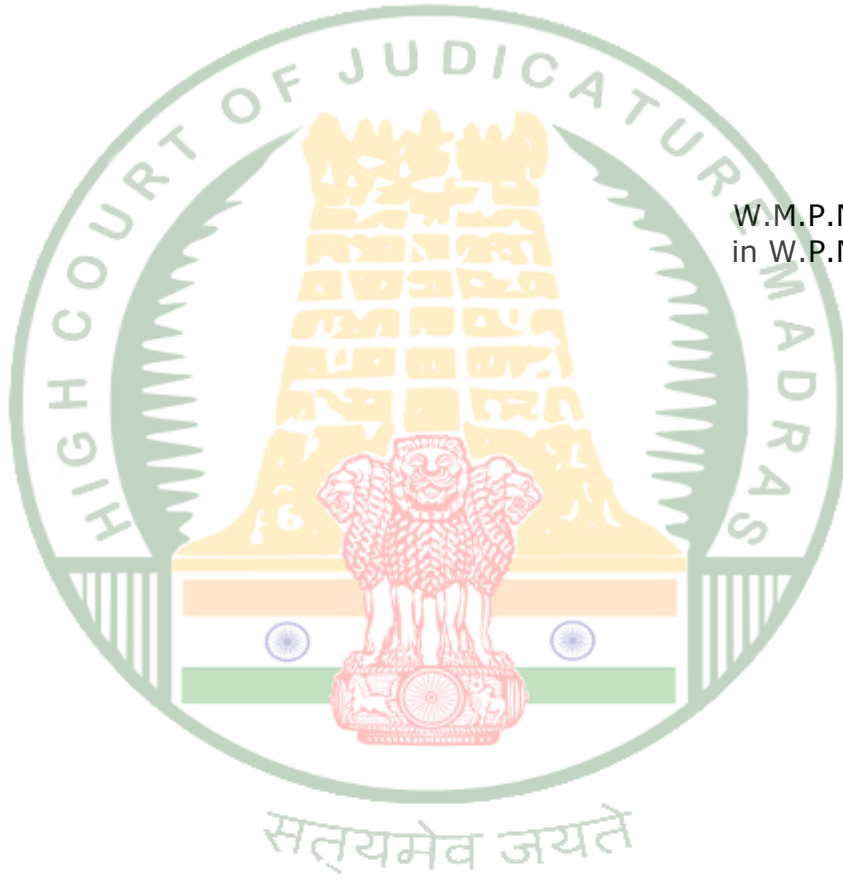
5. It is made clear that Private Notice shall be despatched within three postal working days excluding today either through Speed Post or Registered Post and at the first instance, it is absolutely necessary to file the postal receipt into the Registry to show the despatch of private notice, within two working days from the date of despatch, without waiting for the fate of delivery. On the other hand, the receipt of acknowledgement card / returned cover is the second course of action for the purpose of filing a proof of service so as to hear the matter, after the service is complete and it has got nothing to do with the proof of despatch of private notice at the initial stage. Learned counsel for the Petitioner shall also pay batta within three Court working days excluding today into the Registry in order to enable them to send Court notice to the Respondents. Failure to comply with the above will result in automatic cancellation of the interim order now granted, without further reference to this Court.

07.01.2021
(2/3)

rsi

S.VAIDYANATHAN, J

rsi



W.M.P.No.282 of 2021
in W.P.No.212 of 2021

07.01.2021

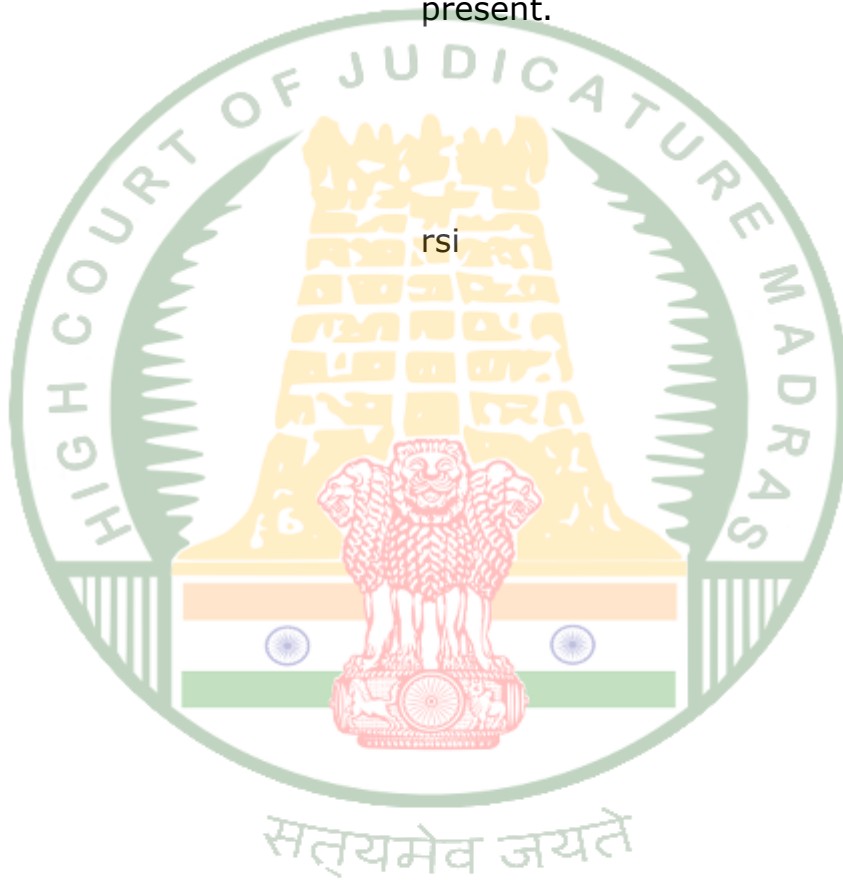
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W.M.P.No.277 of 2021
in
W.P.No.212 of 2021
(heard through VC)

S.VAIDYANATHAN, J

Dispense with ordered for the
present.

07.01.2021
(3/3)



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