

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-04-2026

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CORAM

THE HON'BLE MS. JUSTICE P.T. ASHA

**WP No. 10997 of 2026
AND WMP Nos. 11932 and 11933 of 2026**

D.Manivizhi

..Petitioner(s)

Vs

1. The State Of Tamil Nadu
Rep. By its Principal Secretary to
Government,
School Education Department,
Secretariat, Fort St. George,
Chennai-600 009
2. The Director of Elementary Education,
Perasiriyar Anbazhagan Kalvi Valagam,
College Road, Chennai-600 006
3. The District Educational Officer
(Elementary),
Cheyyar Education District, Cheyyar.
4. The Block Educational Officer,
Anakkavur,
Thiruvannamalai District.

**[Cause title amended vide Court order dated
22.04.2026 made in W.M.P.No.15651 of 2026
in W.P.No.10997 of 2026]**



5. The Financial Advisor and Principal
Accounts Officer, Tamil Nadu School
Education
DPI Campus, College Road,
Chennai-600 006

..Respondent(s)

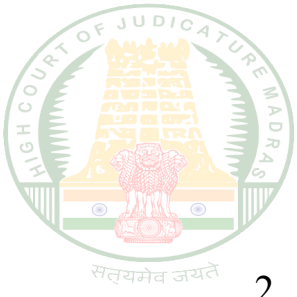
Prayer:- Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of certiorari mandamus calling for the records of the 4th Respondent proceedings having Ref. No.Na.Ka.No.681/A1/2025 dated 13.01.2026 and quash the same and consequently direct the Respondent to continue to pay the incentive increment to the petitioner for obtaining M.A. (Tamil) Degree.

For Petitioner(s): Mr. P.Murali

For Respondent(s): Ms. Mythreye Chandru
Special Government Pleader

ORDER

The writ petition has been filed seeking to quash the order of the 4th respondent dated 13.01.2026 and consequently direct the respondent to continue to pay the incentive increment to the petitioner for obtaining an M.A(Tamil) Degree.

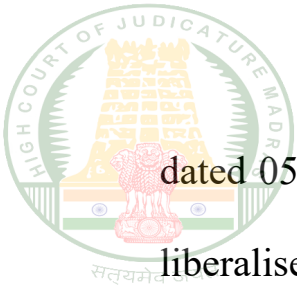


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2. The petitioner submits that after completion of B.Lit and B.Ed., she was sanctioned the 1st incentive increment and her pay was revised by the 4th respondent. Thereafter, on completion of M.A(Tamil), the 4th respondent sanctioned the 2nd incentive increment and the petitioner is presently serving as a Primary school Headmaster. It is at this juncture that the impugned order has been passed by the 4th respondent directing recovery on the basis of audit objections stating that the petitioner had been wrongly sanctioned the incentive increment for M.A.(Tamil). Aggrieved by the said order, the petitioner is before this Court.

3. Heard the learned counsels on either side and perused the materials available on record.

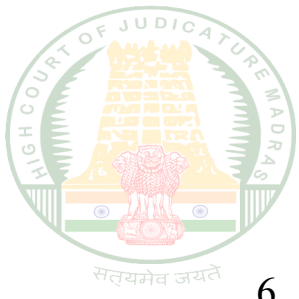
4. The issue as to whether an employee is entitled to the sanction of incentive increment for acquiring an M.A(Tamil) was the subject matter of W.P.No.30183 of 2008. The learned Single Judge has allowed the writ petition. The said order was challenged in W.A.No.1792 of 2019. The Division Bench referred to G.O.Ms.No.307, School Education Department



dated 05.12.2000 where G.O.Ms.No. 42 of the same department had been liberalised and concerned authorities were directed to award the incentive increment to teachers those who obtained higher educational qualification.

The date of issuance of G.O.307 was 15.07.2000. The Bench ultimately granted the benefit under G.O.Ms.No.307 as the writ petitioner had obtained the qualification much prior to its issuance. The Bench had also observed that G.O.Ms.No.307 did not distinguish between the categories of teachers entitled to the benefit of incentive increments.

5. The withdrawal of the incentive increment was by virtue of G.O.Ms.118 School Education Department dated 10.07.2013. The petitioner had acquired the educational qualification prior to 10.07.2013 and is therefore entitled to the incentive increment. The 4th respondent has failed to take into consideration G.O.Ms.No.307 while passing the impugned order as also the fact that the petitioner had acquired the higher qualification prior to 10.07.2023.



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6. In the light of the above discussion, the impugned order dated 13.01.2026 is set aside. The writ petition is allowed as prayed for. No costs. Consequently, connected miscellaneous petitions are closed.

22-04-2026

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

To

1. Principal Secretary to Government
The State of Tamil Nadu,
School Education Department,
Secretariat, Fort St. George,
Chennai-600 009
2. The Director of Elementary Education,
Perasiriyar Anbazhagan Kalvi Valagam,
College Road, Chennai-600 006
3. The District Educational Officer
(Elementary),
Cheyyar Education District,
Cheyyar,



4. The Block Educational Officer,
Anakkavur,
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5. The Financial Advisor and Principal Accounts
Officer,
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P.T.ASHA J.

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