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WP No. 35928 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-04-2026

CORAM

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

WP No. 35928 of 2025

and

W.M.P.No.6438 of 2026

Dr. V. Vaidyanathan
Assistant Professor
Economics Department,
Periyar University,
Salem.

..Petitioner(s)

Vs

Periyar University
Rep. by its Registrar,
Salem - 636 011

..Respondent(s)

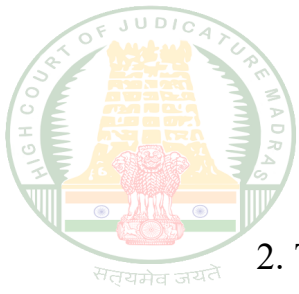
Prayer: This writ petition is filed under Article 226 of the Constitution of India for issuance of a writ of mandamus directing the respondent to restore the petitioner to the post of Academic Level 12 with effect from 07.10.2023 and pay all the monetary benefits from that date.

For Petitioner(s): Mr. Balan Haridas

For Respondent(s): M/s. H. Mary Sowmi Rexi for
M/s. Isaac Chambers

ORDER

This writ petition has been filed seeking to issue a direction to the respondent to restore the petitioner to the post of Academic Level-12 with effect from 07.10.2023 and to pay all the monetary benefits from 07.10.2023.



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2. The case of the petitioner is that he joined the respondent University in the year 2005 in the post of Lecturer, which was subsequently re-designated as Assistant Professor. As on 08.10.2018, the petitioner was drawing pay in Academic Level 12 with a Grade Pay of Rs.8,000/-. While so, a charge memo dated 02.06.2017 was issued to him. Pursuant thereto, by order dated 08.10.2018, a punishment of reduction in pay from Academic Level 12 with Grade Pay of Rs.8,000/- to Academic Level 11 with Grade Pay of Rs.7,000/- was imposed. Subsequently, by order dated 11.10.2018, the period of suspension was treated as leave available to the credit of petitioner and period of suspension was treated as leave on loss of pay. Further by an order dated 22.10.2018, the respondent cancelled the annual increment granted with effect from 01.04.2018.

3. Challenging the above orders, the petitioner filed a writ petition before this Court in W.P.No.31432 of 2018. During the pendency of the said writ petition, the punishment came to an end on 07.10.2023 and consequently, the petitioner became entitled to restoration of pay in Academic Level 12 with Grade Pay of Rs.8,000/-. However, the said writ petition was dismissed vide order dated 19.02.2025. Aggrieved by the same, the petitioner has preferred a writ appeal in W.A.No.1974 of 2025, which is presently pending consideration. In the meanwhile, the petitioner made a representation to the respondent seeking

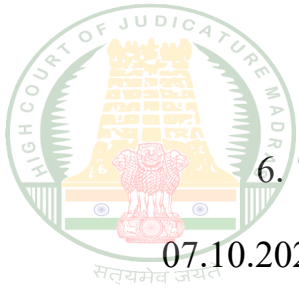


restoration to Academic Level 2 with effect from 07.10.2023 along with all consequential monetary benefits. However, the said representation has not been considered. Hence, the present writ petition.

4. Heard the learned counsel for the petitioner and the respondent and perused the materials available on record.

5. A reading of the letter dated 18.05.2022 addressed to the petitioner is self explanatory and the same is extracted as under:

“பார்வை (1)-இல் கண்டுள்ள சுற்றறிக்கையினைத் தொடர்ந்து, பார்வை (2)-இன்படி, தாங்கள் கல்விநிலைத் தகுதி ஊதியம் Level-12 to 13A-க்கு ரூ.8,000/-லிருந்து ரூ.9,000/-க்கு விண்ணப்பித்துள்ளீர்கள். ஆனால் பார்வை(3)-இல் கண்டுள்ள ஆணையின்படி, தங்களுக்கு கல்விநிலைத் தகுதி ஊதியம் ரூ.8,000/-லிருந்து ரூ.7,000/-ஆக ஒரு நிலை குறைத்து 08.10.2018 முதல் ஆணை வழங்கப்பட்டுள்ளதால், பார்வை (4)- இல் கண்டுள்ள பல்கலைக்கழக மானியக்குழு வழிகாட்டுதல்படி, Level-11 to 12-க்கு ரூ.7,000/-லிருந்து ரூ.8,000/- பெறுவதற்கு 5 ஆண்டுகள் நிறைவடைய வேண்டும். அதிலிருந்து 3 ஆண்டுகள் நிறைவடைந்தப் பின்னர்தான் Level-12 to 13A-க்கு ரூ.8,000/-லிருந்து ரூ.9,000/-க்கு விண்ணப்பிக்க இயலும். எனவே, தங்களின் மேற்படி விண்ணப்பம் பரிந்துரை செய்ய இயலாது என்றும், தங்களின் பணிக்காலம் 08.10.2018 முதல் 07.10.2023 வரை 5 ஆண்டுகள் நிறைவடைந்தப் பின்னர் அடுத்த நிலைக்கு விண்ணப்பிக்கலாம் எனவும் தங்களுக்கு தெரிவிக்கப் பணிக்கப்பட்டுள்ளேன்.”

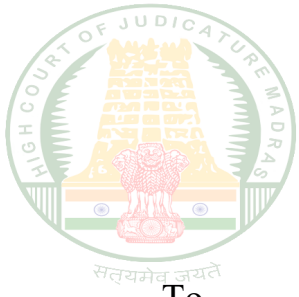


6. The punishment is for a period of five years i.e., from 08.10.2018 to 07.10.2023. The said period has come to an end on 07.10.2023 and the petitioner is yet to be restored to the post of Academic Level-12 in the Grade pay of Rs.8,000/- and his monetary benefits has also not been issued. Therefore, this writ petition is disposed of with a direction to the respondent to restore the petitioner to Academic Level 12 with effect from 07.10.2023 and to disburse all consequential monetary benefits from the said date. Consequently, connected miscellaneous petition is closed. No costs.

06-04-2026

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

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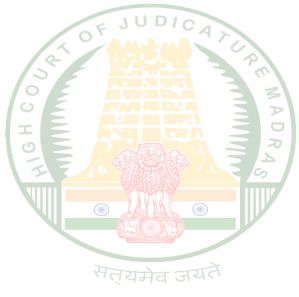


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To
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The Registrar,
Periyar University,
Salem - 636 011



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P.T.ASHA, J.

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