

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.04.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition No.14189 of 2016

M.Suguna

... Petitioner

vs.

1.The District Collector,
Office of the District Collector,
Tiruvallur District.

2.State rep. by Inspector of Police,
M-7, Manali Police Station,
Manali Pudhu Nagar,
Tiruvallur District.

... Respondents

Writ petition has been filed under Article 226 of the Constitution of India, praying for a Writ of Mandamus, directing the first respondent to grant the Chief Minister Relief Fund to the petitioner by considering the petitioner's representation dated 15.02.2016.

For Petitioner : Mr.B.Chandran

For Respondents : Mrs.M.E.Rani Selvam, AGP

सत्यमेव जयते

ORDER

The petitioner has come up with the present writ petition for a mandamus, directing the first respondent to grant the Chief Minister's Relief Fund by considering her representation dated 15.02.2016.

2. The case of the petitioner is that her husband Masilamani was a contract labourer in Technical Centre of Ashok Leyland Company at Velli Voyal Chavadi. In the course of such work, while her husband was doing painting work at 10.30am on 10.01.2016 in a crane, he fell down and died, due to lack of security provided by the company. Subsequently, a complaint was

lodged and the same was registered as FIR in Crime No.14/2016 dated 10.01.2016 under Section 174 Cr.P.C by the second respondent police. The petitioner is having one son and two daughters and she finds it difficult to eke out her livelihood, due to the death of her husband. Hence, she made a representation dated 15.02.2016 to the first respondent requesting to grant compensation under the Chief Minister's Relief Fund. However, till date, no order has been passed by the first respondent. Therefore, the petitioner has filed the present writ petition for the above stated relief.

3. Heard the learned counsel for the petitioner and the learned Additional Government Pleader, who took notice for the respondents.

4. Considering the limited nature of the relief sought for herein, this Court directs the first respondent to consider the representation of the petitioner dated 15.02.2016, by affording an opportunity of personal hearing to the petitioner as well as to all the necessary parties, if any and pass appropriate orders. It is made clear that this Court is not expressing any opinion with regard to the merits of the claim made by the petitioner and it is for the first respondent to pass appropriate orders purely on merits and in accordance with law. The entire exercise shall be completed within a period of six weeks from the date of receipt of a copy of this order.

5. The writ petition is disposed of accordingly. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1.The District Collector,
Office of the District Collector,
Tiruvallur District.

2.The Inspector of Police,
M-7, Manali Police Station,
Manali Pudhu Nagar,
Tiruvallur District.

+1 cc to Mr.S.Chandran Advocate sr.23820

+1 cc to Government pleader sr.24214

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