

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE:19.07.2016

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P.No.29938 of 2015

V.Ravichandran

.. Petitioner

Vs.

1.The District Collector,
Villupuram District.

2.The Director,
Geology Mines and Minerals,
Villupuram District, Villupuram.

.. Respondents

Prayer : Petition filed under Article 226 of the Constitution of India, seeking for a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 25.07.2015 consequently direct the respondents to return the petitioner amount Rs.13,79,000/- with 18% interest.

For Petitioner : Mr.N.Subramani

For Respondents : Mr.S.Diwakar
Special Government Pleader

ORDER

Heard Mr.N.Subramani, learned counsel appearing for the petitioner and Mr.S.Diwakar, learned Special Government Pleader accepting notice for the respondents and with their consent, the Writ Petition is taken up for final disposal.

2.The petitioner seeks for issuance of a writ of mandamus to direct the respondents to consider the his representation dated 25.07.2015 and consequently direct the respondents to return the amount Rs.13,79,000/- with 18% interest.

3.From the counter affidavit, it is seen that already the petitioner's representation was rejected by the District Collector by order dated 13.08.2005. The petitioner's case is that no order has been communicated to him. The original file has been produced by the learned Special Government Pleader, from which, it is seen that the order has been passed and communicated to the petitioner by registered post and the petitioner has received the same, as could be seen from the

postal acknowledgment card. Therefore, the contention raised by the petitioner that he has not received the order dated 13.08.2005 is incorrect [Page Nos.43 to 46 of the Original File]. Therefore, if the petitioner is aggrieved, he should challenge the said order dated 13.08.2005 and the relief sought for in this writ petition cannot be granted as the petitioner's request has already been rejected.

4.In the light of the stand taken in the counter affidavit, since the petitioner seeks to question the order, the 1st respondent is directed to forward a certified true copy of the order dated 13.08.2005 to the petitioner by registered post with acknowledgment due within a period of four weeks from the date of receipt of a copy of this order.

5.The Writ Petition is disposed of with the above direction. No costs.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

Sgl
To

- 1.The District Collector,
Villupuram District.
- 2.The Director,
Geology Mines and Minerals,
Villupuram District, Villupuram.

1 cc to Government Pleader, sr.40839
1 cc to Mr.N.Subramani, Advocate, sr.40710

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kra 02.08.2016

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