

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.02.2016

CORAM

THE HONOURABLE MR. JUSTICE R.SUBBIAH

Writ Petition No.4586 of 2016

N.Santhikumari

... Petitioner

vs.

- 1 The Assistant Executive Engineer
South East Sub Division
Chepauk, Chennai-5.
- 2 The Assistant Engineer
Chepauk Section
Chepauk, Chennai-5. ... Respondents

Writ petition has been filed under Article 226 of the Constitution of India, praying for a Writ of mandamus directing the respondents to dispose of the representation made on 30.10.2015 by the petitioner.

For Petitioner : Mr.V.Nandagopalan

For Respondents : Mr.S.Pattabiraman
Government Advocate

ORDER

The petitioner has come up with the present writ petition for a mandamus directing the respondents to dispose of the representation made on 30.10.2015 by the petitioner.

2. The petitioner had executed PWD tender works, viz., "Special repairs to cupboard, name board partition and other works" in Survey and Land Records Buildings at Chepauk, Chennai-5. The said work was successfully completed and final bill was also paid to the petitioner. The petitioner approached the respondents several times to pay the withheld amount. In this regard, the petitioner also made a representation on 30.10.2015 to the respondents. But till date no action was taken on the said representation. Hence the petitioner, left with no other alternative, has filed this writ petition.

3. I have heard the learned Government Advocate, who has taken notice on behalf of the respondents.

4. Considering the facts and circumstances of the case and considering the submissions made on either side, without going into the merits of the case of the petitioner, this Court directs the first respondent to consider the representation of the petitioner dated 30.10.2015 and pass appropriate orders, on merits and in accordance with law, by affording an opportunity of personal hearing to the petitioner, within a period of three weeks from the date of receipt of a copy of this order. It is made clear that this Court is not expressing any opinion with regard to the claim made by the petitioner and it is for the first respondent to decide the representation of the petitioner purely on merits and in accordance with law.

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

Sd/-

Asst.Registrar (CCC)

/true copy/

Sub Asst. Registrar

mra

To

1 The Assistant Executive Engineer
South East Sub Division
Chepauk, Chennai-5.

2 The Assistant Engineer
Chepauk Section
Chepauk, Chennai-5.

1 cc to Government Pleader, Sr. 8219

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