



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.11.2016

CORAM

THE HON'BLE Dr.JUSTICE S.VIMALA

W.P(MD) No.22864 of 2016

WEB COPY

A.Kuppusamy

..Petitioner

-vs-

1.The District Collector,
Ramanathapuram District,
Ramanathapuram.

2.The Block Development Officer,
Rajasingamangalam Panchayat Union,
Ramanathapuram District.

3.The Executive Officer,
Aaingudi Village Panchayat,
Thruvadanai via
Ramanathapuram District.

4.Satheesh

..Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of mandamus directing the respondents 1 to 3 to take appropriate departmental action against the 4th respondent by considering the petitioner's representation dated 11.11.2016.

For petitioner

... M/s.P.Krishnaveni

For R - 1

... Mr.V.R.Shanmuganathan

Special Government Pleader

For RR - 2 & 3

... Mr.M.Mahesh Raja

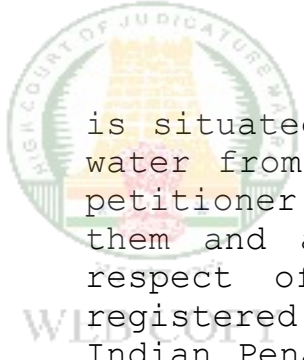
Government Advocate

O R D E R

This Writ of Mandamus has been filed, seeking a direction to the respondents 1 to 3 to take appropriate departmental action against the fourth respondent by considering the petitioner's representation dated 11.11.2016.

2.Heard the learned counsel for the petitioner and the learned Special Government Pleader for the first respondent and the learned Government Advocate for the respondents 2 and 3. By consent, the writ petition itself is taken up for final disposal at the stage of admission.

3.The fourth respondent is working as a Village Assistant in the third respondent panchayat, in which, Ulagamman Koil Oorani



is situated. The fourth respondent by using motor, pumped out the water from the said tank and when the same was questioned by the petitioner along with one Murugesan, the fourth respondent abused them and attacked the family members of the petitioner and in respect of which, a case in Crime No.400 of 2016 has been registered under Sections 294(b), 323, 427 and 506(i) of the Indian Penal Code. But the respondents 1 and 2 have not taken any further action against the fourth respondent. Therefore, the petitioner has submitted a representation dated 11.11.2016, requesting the respondents 1 & 2 to take action against the fourth respondent. As the same is not considered, this writ petition has been filed.

4.The fourth respondent is not served with notice as there is direction to give the same at the time of consideration of representation. However, having regard to the limited scope of the prayer sought for in this case, the writ petition disposed of with a direction to the respondents 1 to 3 to dispose of the representation dated 11.11.2016 within a period of six weeks from the date of receipt of a copy of this order, after affording an opportunity of hearing to the petitioner as well as to the fourth respondent. No costs.

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar(CS)

To

- 1.The District Collector,
Ramanathapuram District,
Ramanathapuram.
- 2.The Block Development Officer,
Rajasingamangalam Panchayat Union,
Ramanathapuram District.
- 3.The Executive Officer,
Aaingudi Village Panchayat,
Thruvadanai via.,
Ramanathapuram District.

+1cc to M/s.P.Krishaveni, Advocate in SR.74144
+1cc to the Special Government Pleader, in SR.74793

W.P (MD) No.22864 of 2016
30.11.2016

mj

PBK/SS-2-KSM 18/01/2017 ::2P-6C: