



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 31.03.2016

CORAM :

WEB COPY

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA

Writ Petition (MD) No.6306 of 2016

M.Moorthi

... Petitioner

Vs.

1. The District Collector,
Collectorate,
Tuticorin District.

2. The Sub Collector,
Sub Collector Office,
Tuticorin.

3. The Tahsildar,
Tuticorin Taluk,
Tuticorin District.

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus, directing the respondents to pay the petitioner's provision pension of Rs.9625 with allowance, provisional (anticipatory) gratuity at 80% of Rs.516639/- and unearned leave on private affairs for 90 days as admissible vide representation dated 14.03.2016.

For Petitioner : Mr.K.Seemaraj

For Respondents : Mr.M.Murugan,
Government Advocate.

ORDER

The petitioner has come up with the above writ petition seeking for the issue of a writ of mandamus, to direct the respondents to pay the petitioner's provisional pension of Rs.9,625/- with allowance, provisional (anticipatory) gratuity at 80% of Rs.5,16,639/- and unearned leave on private affairs for 90 days as admissible on the basis of his representation dated

2.Heard the learned counsel appearing for the petitioner.



Mr.M.Murugan, learned Government Advocate takes notice for the respondents.

3.It is submitted that since no final order has been passed even after a lapse of eight months from the date of suspension of the petitioner, he has submitted a representation dated 14.03.2016 seeking to pay his retirement benefits. Since the same did not evoke any response, the petitioner has come up with the above writ petition.

4.Considering the above facts and circumstances and without going into the merits of the case, the writ petition is disposed of directing the respondents to consider the representation of the petitioner dated 14.03.2016 and pass appropriate orders on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. No costs.

Sd/-
Assistant Registrar(P&A)

/TRUE COPY/

Sub Assistant Registrar

To

1. The District Collector,
Collectorate,
Tuticorin District.
2. The Sub Collector,
Sub Collector Office,
Tuticorin.
3. The Tahsildar,
Tuticorin Taluk,
Tuticorin District.

+1cc to the Special Government Pleader, Sr.No.18354

+1cc to Mr.K.Seemaraj, Advocate, Sr.No.18036

sms

JM/GSV-PM/21.04.2016/2P-6C