

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 22.11.2017

CORAM

THE HON'BLE MR. JUSTICE M.DURAI SWAMY

W.P.No.27144 of 2017
and
W.M.P.No.29007 of 2017

The Secretary,
Sriman N.K.Thirumalachariar,
National Education Society,
A society registered under the
Society's Registration Act,
Regd 22pf 1944-1945,
Old No.21, New 41, Dr. Besant Road,
Triplicane, Chennai-600 005.Petitioner

v.

1. The State of Tamil Nadu,
Represented by its Secretary,
School Education Department,
Secretariat, Chennai-9.
2. Chennai Metropolitan Water Supply
and Sewerage Board,
Represented by its Managing Director,
1, Pumping Station Road,
Chintadripet, Chennai-2.
3. The Corporation of Chennai,
Represented by its Commissioner,
Rippon Building,
Chennai-3. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of Mandamus, directing the 1st respondent to consider the petitioner's representation dated 03.08.2017 seeking for exemption of the petitioner institution from payment of tax as it is a government aided institution.

For Petitioner : Mr.V.Raghavachari

For Respondents : Mr.R.Rajeswaran
Special Govt. Pleader

O R D E R

Mr.R.Rajeswaran, learned Special Government Pleader, takes notice for the respondents. By consent, the main writ petition itself is taken up for disposal at the admission stage itself.

2. The petitioner has filed the above writ petition to issue a Writ of Mandamus, directing the 1st respondent to consider his representation dated 03.08.2017 seeking for exemption of the petitioner institution from payment of tax as its is a government aided institution.

3. The learned counsel appearing for the petitioner submitted that though the petitioner's has given his representation as early as on 03.08.2017, the first respondent has not passed any order so far.

4.Mr. R.Rajeswaran, learned Special Government Pleader, appearing for the respondents submitted that the first respondent may be directed to consider the petitioner's representation dated 03.08.2017 and pass orders in accordance with law.

5. Having regard to the submissions made by the learned counsel on either side, without expressing any opinion with regard to the merits of the case, I direct the first respondent to consider the petitioner's representation dated 03.08.2017 and pass orders, on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order.

With this observation, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

सत्यमेव जयते Assistant Registrar(CS-VII)

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WEB COPY Sub Assistant Registrar

bri/Rj

To

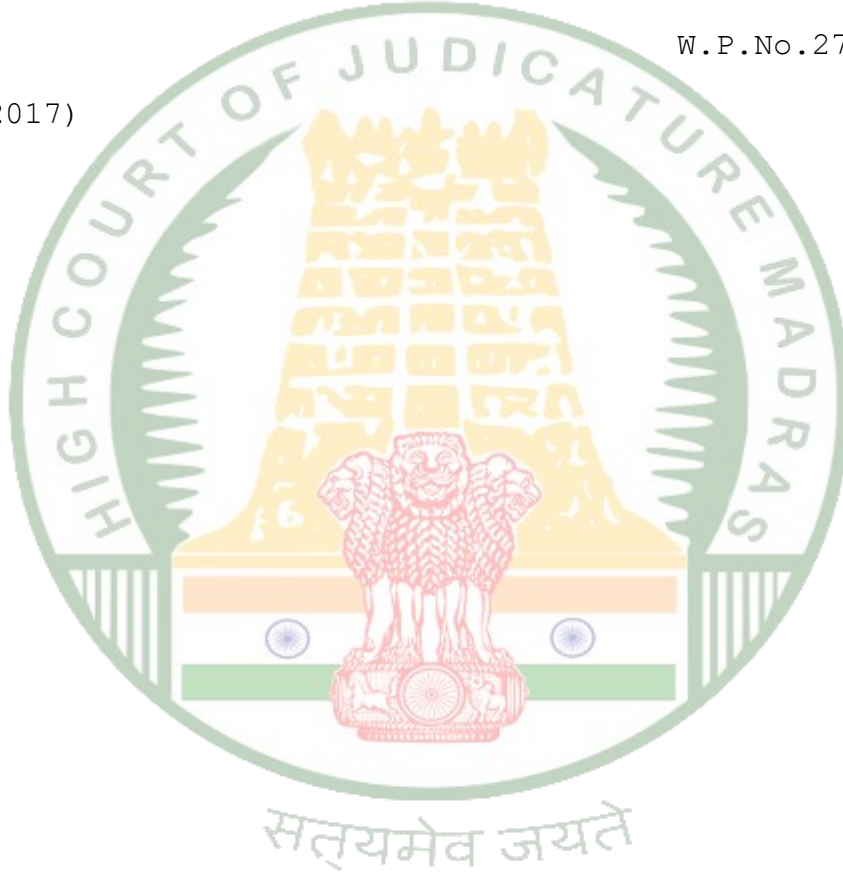
1. The Secretary,
School Education Department,
Secretariat, Chennai-9.

+1cc to the Government Pleader, S.R.No. 83685

+1cc to Mr.V.RAGHAVACHARI Advocate, S.R.No. 83228

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TR(06/12/2017)



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