

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 13.02.2017

Coram

THE HON'BLE MR. JUSTICE B.RAJENDRAN

W.P.No.37986 of 2015 &

M.P.No.1 of 2015

1 C.Samuel Sahayam
S/o.J.Chelliah No.8 VI Main Road Senthil
Rail Nagar Urappakam-603 210 Chengalpet
Taluk Kancheepuram District

... PETITIONER

Vs

1 Union of India
Rep. by Secretary Ministry of Labour &
Employment Shram Shakti Bhawan Rafi Marg
New Delhi-110 001

2 Controller of Accounts
Ministry of Labour & Employment Room No.
518 Shram Shakti Bhawan Rafi Marg New
Delhi-110 001

3 The Senior Accounts Officer
PAO. Labour & Employment C.T.I.Campus
Guindy Chennai-600 032.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, seeking a direction to the respondents to effectively take steps to trace the petitioner original documents of property situate at Plot No.1 Ayyancheri Village falling under Urapakkam Panchayat and Kattangulathur Panchayat Union Chinglepet Taluk or any other suitable relief (s) as this Honourable Court may deem fit in the circumstances of this case and to award suitable compensation to him for the mental agony and predicament caused due to the negligence of the second respondent.

For Petitioner : M/s.Hari & Guru Associates

For Respondents: Mr.Su.Srinivasan, ASG

O R D E R

Today, when the matter was taking up for hearing, learned Additional Solicitor General has produced the certified copies of the documents obtained from the Ministry of Labour and Employment along with the No Due Certificate. Since the original documents have been lost by the Department, the certified copies of the same were produced. This Court makes it clear that the department has only lost the documents while they were in their custody and hence, they issued the certified copies for the same.

2. In view of the aforesaid position, this court permits the petitioner to utilise the certified copy of the documents in place of its original. The certified copies of the following documents were handed over to the petitioner:

Document No.1375/95 -Sale Deed

Document No.1025/00 --Copy of Mortgage Deed

No Due Certificate in Original

3. It is further stated by the learned Additional Solicitor General that already Original Re-conveyance Deed had been handed over to the petitioner and the petitioner also acknowledges the same on 19.01.2017.

4.As stated above, the certified copies of the aforesaid documents had been handed over to the petitioner counsel in person in Court today and the learned counsel for the petitioner had also endorsed the same. Recording the same, this writ petition is closed. No costs. Consequently, connected miscellaneous petition is also closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1

The Secretary
Union of India
Ministry of Labour &
Employment Shram Shakti Bhawan Rafi Marg
New Delhi-110 001.

2 Controller of Accounts
Ministry of Labour & Employment Room No.
518 Shram Shakti Bhawan Rafi Marg New
Delhi-110 001

3 The Senior Accounts Officer
PAO. Labour & Employment C.T.I.Campus
Guindy Chennai-600 032.

+2 ccs to the M/s.Hari and Guru Associates sr 9303

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