



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.07.2017

CORAM:

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN

AND

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No.10714 of 2017

and

W.M.P (MD) No.8170 of 2017

S.Duraipandiyan

.. Petitioner

Vs.

1. The District Collector,
Virudhunagar District,
Virudhunagar.

2. The Regional Director of Municipal Administration,
Tirunelveli Region,
Trivandrum Road,
Palayamkottai,
Tirunelveli - 2.

3. The Commissioner,
Thiruthangal Municipality,
Sivakasi Taluk,
Virudhunagar District.

.. Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the first and second respondents to initiate appropriate action on the representation of the petitioner dated 09.08.2016.

For Petitioner

: Mr.G.Mohankumar

For RR 1 & 2

: Mr.M.Govindan,

Special Government Pleader.

For R - 3

: Mr.Aayiram K.Selvakumar

ORDER

[Order of the Court was made by **K.K.SASIDHARAN, J.**]

The petitioner filed this writ petition with an allegation that the third respondent misappropriated the public funds allotted for putting up animal shelter within the jurisdiction of Thiruthangal Municipality.

2.The petitioner submitted a representation to the District Collector, Virudhunagar District, on 09.08.2016 to consider the matter. Since there was no follow-up action taken by the first respondent, the petitioner is before this Court.



3. This Court appointed an Advocate Commissioner to inspect the so-called animal shelter. The report dated 17.07.2017 reveals that there is no such animal shelter, as contended by the third respondent.

4. The learned standing counsel for the third respondent, on instructions, submitted that the third respondent renovated the existing building and converted it as an animal shelter.

5. We direct the District Collector, Virudhunagar District to consider the issue raised by the petitioner and dispose of his representation, dated 09.08.2016 on merits as per law. The District Collector shall personally inspect the so-called "animal shelter" before passing orders on the representation dated 09.08.2016. Such exercise shall be completed within a period of three months from the date of receipt of a copy of this order.

6. The Writ Petition is disposed of with the above direction. No costs.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1. The District Collector,
Virudhunagar District,
Virudhunagar.
2. The Regional Director of Municipal Administration,
Tirunelveli Region,
Trivandrum Road,
Palayamkottai,
Tirunelveli - 2.
3. The Commissioner,
Thiruthangal Municipality,
Sivakasi Taluk,
Virudhunagar District.

+1cc to Mr.R.Vijayakumar Sr.No.66235

+1cc to The Spl.Government Pleader Sr.No.66579

PS/SM

VB/GT/SAR4/31.07.2017/2P/6C