



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.02.2017

CORAM:

THE HONOURABLE MR.JUSTICE A.SELVAM

and

THE HONOURABLE MR.JUSTICE P.KALAIYARASAN

W.P(MD)No.3103 of 2017

V.Muniasamy

... Petitioner

Vs.

1.The Secretary,
Ministry of Rural Development and Panchayat,
Secretariat, Fort St. George,
Chennai - 600 009.

2.The District Collector,
Collectorate Complex, Ramanathapuram.

3.The Project Officer,
Collectorate Complex,
DRDA, Ramanathapuram.

4.The Assistant Director (Audit),
Collectorate Complex, Ramanathapuram.

5.The Assistant Director (Panchayat) Office,
Collectorate Complex, Ramanathapuram.

6.The Block Development Officer, (BDO)
Kamuthi Panchayat Union Office, Kamuthi.

7.P.Vijayaraman

... Respondents

PRAYER: Writ Petition is 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 20.12.2013 in pursuant to Rule 6, Rule 8 and Section 205(1) of Tamil Nadu Panchayat Act, 1994 towards the show cause notice No.Na.Ka. A./3053/2007 dated 07.03.2008 and further direct the 3rd respondent to instruct the 5th respondent to dispose the proceedings in O.MU.O.NI. 2/5985/2013, dated 21.11.2013.

For Petitioner

: Mr.M.M.Iqbal

For Respondents 1 to 5

: Mr.D.Muruganantham,

Additional Government Pleader.



For Respondent No.6 : Mr.K.Guru,
Additional Government Pleader.

ORDER

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[Order of the Court was made by **A.SELVAM, J.**]

This writ petition has been filed under Article 226 of the Constitution of India praying to direct the first respondent to take appropriate action against the seventh respondent on the basis of representation given by the petitioner, by way of issuing a writ of mandamus.

2.Mr.D.Muruganandam, learned Additional Government Pleader, has taken notice for the respondents 1 to 5 and Mr.K.Guru, learned Additional Government Pleader, has taken notice for the sixth respondent. Considering the nature of the relief sought in the writ petition, notice need not be sent to the seventh respondent.

3.It is seen from the records that the petitioner has given a representation on 20.12.2013 in respect of certain allegations made against the seventh respondent. Further it is seen from the records that the fourth respondent has initiated legal action against the seventh respondent.

4.Considering the cumulative effect of the factual circumstances, this Court is inclined to pass the following order.

5.In fine, this writ petition is allowed in part without costs and the second respondent is directed to look into the representation dated 20.12.2013 alleged to have been given by the petitioner and dispose of the same within a period of one month.

Sd/-

Assistant Registrar(C)

/True copy/

Sub Assistant Registrar

To

1.The Secretary,
Ministry of Rural Development and Panchayat,
Secretariat, Fort St. George,
Chennai - 600 009.

2. The District Collector,
Secular Govt. Complex, Ramanathapuram.



3.The Project Officer,
Collectorate Complex,
DRDA, Ramanathapuram.

4.The Assistant Director (Audit),
Collectorate Complex, Ramanathapuram.

5.The Assistant Director (Panchayat) Office,
Collectorate Complex, Ramanathapuram.

6.The Block Development Officer, (BDO)
Kamuthi Panchayat Union Office, Kamuthi.

+1 CC to M/s.M.M.IQBAL, Advocate, SR No.9602

+1 CC to M/s.THE SPECIAL GOVERNMENT PLEADER, SR No.10053.

SMN

PSM/RSK/SAR3/28.02.2017/3P/9C

ORDER MADE IN
W.P (MD) No.3103 of 2017
22.02.2017