

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 06.07.2018
CORAM
THE HONOURABLE MR.JUSTICE SATRUGHANA PUJAHARI
W.P.No.16832 of 2018

V.Parthasarathy

... Petitioner

..vs..

1. The Chief Secretary/Revenue Administrative Commissioner
Ezhilagam, Chepauk,
Chennai- 600 005.
2. The District Revenue Officer,
Office of Chennai Collectorate,
Rajaji Salai, Chennai. ... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Mandamus to direct the first respondent to dispose of the appeal dated 17.05.2018 within a time limit.

For Petitioner : Mr.Venkata Varathan

For Respondents : Mr.V.Kathirvelu
Special Government Pleader

ORDER

This Writ Petition has been filed seeking for a direction to the first respondent to dispose of the appeal dated 17.05.2018 filed by the petitioner, within a stipulated time.

2. Mr.V.Kathirvelu, learned Special Government Pleader takes notice on behalf of the respondents.

3. By consent of both sides, this Writ Petition is taken up and disposed of at the stage of admission itself.

4.The grievance of the petitioner is that 17 (a) notice was served on the petitioner on 12.09.2017, for which the petitioner submitted his explanation on 27.09.2018. The second respondent without considering the same has passed an order dated 12.04.2018, holding that the charges levelled against the petitioner is proved. Being aggrieved, the petitioner filed an appeal before the first respondent on 17.05.2018. Since, the first respondent has not taken any action on the same, till

date, the petitioner has come forward with this Writ Petition seeking for the aforesaid relief.

5. Considering the limited scope of prayer sought for by the petitioner, this Court is of the view that no useful purpose is going to be served by seeking counter affidavit from the respondents.

6. Hence, regard being had to the aforesaid facts and submissions made especially the circumstance in which the petitioner has come to this Court, this Writ Petition is disposed of with a direction to the first respondent to dispose of the appeal filed by the petitioner dated 17.05.2018, on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order, if there is no legal impediment and communicate the decision taken to the petitioner. However, it is made clear that this Court has expressed no opinion on the merits of the appeal. No costs.

Sd/-

Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

To

1. The Chief Secretary/Revenue Administrative Commissioner
Ezhilagam, Chepauk,
Chennai- 600 005.
2. The District Revenue Officer,
Office of Chennai Collectorate,
Rajaji Salai, Chennai.

+1cc to Mr.Venkata Varathan, Advocate, S.R.No.43841

WP.No.16832 of 2018

GSP(06/07/2018)