

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED : 04.06.2018****CORAM****THE HONOURABLE MR. JUSTICE M. S. RAMESH****W.P. (MD) No.4238 of 2018****and****W.M.P. (MD) No.4370 of 2018**

K.Mathuri

... Petitioner

Vs.

1. The Director of Panchayat Raj,
Panagal Maligai,
4th Floor, Abdul Rasath Street,
West Saidapet, Chennai.

2. The District Collector,
Thanjavur District,
Thanjavur.

3. The Special Officer/BDO,
Thiruvidaimaruthur,
Semmagudi Village Panchayat,
Kumbakonam Taluk,
Thanjavur District.

... Respondents

PRAYER : Writ petition filed under Article 226 of the Constitution of India to issue a writ of mandamus forbearing the respondents, their men or their agents from constructing a passenger shelter at Semmagudi Village along side of the Thiruvarur Main Road.

For Petitioner	:	Mr.S.Chellapandian
For R1- and R-2	:	Mr.V.Anand, Government Advocate.
For R-3	:	Mr.R.Murugan,

O R D E R

It is the grievance of the petitioner that his representation dated 15.12.2017 seeking to forbear the respondents, their men or their agents from constructing a passenger shelter at Semmagudi Village along side of the Thiruvarur Main Road, has not been considered by the respondents till date and therefore, he has filed the present writ petition.



2. This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one way or the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

3. In view of the limited prayer sought for in this writ petition, there shall be a direction to the second respondent to consider the petitioner's representation dated 15.12.2017 on its own merits and take further action in accordance with law, within a period of six weeks from the date of receipt of a copy of this order. While passing such an order the second respondent shall give opportunity to the petitioner by way of personal hearing.

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

Sd/-
Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar

To:

1. The Director of Panchayat Raj,
Panagal Maligai,
4th Floor, Abdul Rasath Street,
West Saidapet, Chennai.
2. The District Collector,
Thanjavur District, Thanjavur.
3. The Special Officer/BDO,
Thiruvidaimaruthur,
Semmagudi Village Panchayat,
Kumbakonam Taluk,
Thanjavur District.

+ 1 cc TO Mr.S.Chellapandian , Advocate in SR No. 66982

cp
AE/SV/SAR1/13.06.2018/2P/5C