



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.07.2018

CORAM:

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THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.4612 of 2018

Sheik Dawood

... Petitioner

vs.

1.The District Collector
Trichy

2.The Tahsildar
Marungapuri Taluk
Marungapuri
Trichy District

3.The Joint Director of Health
Tiruchirappalli
District Health Department
Trichy

4.The Block Medical Officer
Primary Health Centre
Valanadu, Trichy District

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to de-seal petitioner's clinic namely Taj Clinic at Thuvarankurichi Rice Mill Street, Marungapuri Taluk, Trichy District, based on the petitioner's representation, dated 20.02.2018.

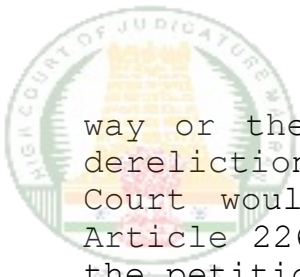
For Petitioner : Mr.AN.Ramanathan

For Respondents : Mr.J.Gunaseelan Muthiah
Additional Government Pleader

O R D E R

It is the grievance of the petitioner that his representation dated 20.02.2018 seeking to de-seal his clinic, namely, Taj Clinic, situated at Thuvarankurichi Rice Mill Street, Marungapuri Taluk, Trichy District, 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 needlessness 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.

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3. In view of the limited prayer sought for in this writ petition, there shall be a direction to the third respondent to consider the petitioner's representation dated 20.02.2018 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. Such an exercise shall be done after giving due opportunity to the petitioner as well as to the persons who may be interested in the subject matter. The petitioner is granted liberty to submit additional grounds along with supporting documents, if any, before the third respondent for the purpose of such consideration.

4. With the above directions, this writ petition is disposed of. No costs.

Sd/-
Assistant Registrar(CS-I)

/True copy/

Sub Assistant Registrar(CS-III)

To:

- 1.The District Collector,
Trichy.
- 2.The Tahsildar,
Marungapuri Taluk,
Marungapuri,
Trichy District.
- 3.The Joint Director of Health,
Tiruchirappalli,
District Health Department,
Trichy.
- 4.The Block Medical Officer,
Primary Health Centre,
Valanadu, Trichy District.

+1cc to Mr.AN.Ramanathan, Advocate, SR.No.74086.
+1cc to Special Government Pleader, SR.No.74015.

W.P. (MD) No.4612 of 2018
19.07.2018

KRK

<https://hcservices.ecourts.gov.in/hcservices/>

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