



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.4614 of 2018

V.Prabha

... 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 the medical clinic namely Sree Murugan Clinic at Main Road, Thuvarankurichi - Natham Road, Marungapuri Taluk, Trichy District based on the petitioner's representation dated 24.11.2017.

For Petitioner : Mr.AN.Ramanathan

For Respondents : Mr.J.Gunaseelan Muthiah

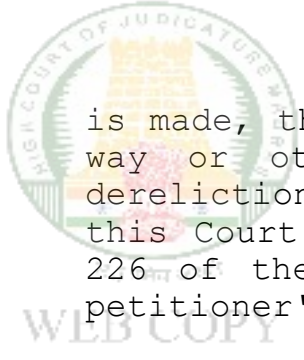
Additional Government Pleader.

ORDER

By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

2.It is the grievance of the petitioner that her representation dated 24.11.2017 to de-seal the medical clinic namely, Sree Murugan Clinic at Thuvarankurichi-Natham Road, Marungapuri Taluk, Trichy District, has not been considered by the respondents till date and therefore, has filed the present writ petition.

3.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 other. Non consideration of the same would amount to dereliction of their ordinary duties of their office and as such this Court would be justified in invoking its powers under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

4. 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 24.11.2017 on its own merits and take further action in accordance with law, within a period of four weeks from the date of receipt of a copy of this order.

5. With the above direction, this writ petition is disposed of. No costs.

Sd/-
Assistant Registrar (RTI)

/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, Counsel for Petitioner, SR.No.75098
+1CC to the Special Government Pleader SR.No. 75145

W.P. (MD) No.4614 of 2018
25.07.2018

MM

ES/SKN/RSK/SAR 3/09.08.2018/2P/7C