



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated : 13.03.2018

CORAM :

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.5302 of 2018

S.Ilayaraja

... Petitioner

Vs.

1.The District Collector,
Virudhunagar District,
Virudhunagar.

2.The Personal Assistant to
District Collector,
Virudhunagar District.

3.The Block Development Officer,
(Village Panchayats),
Rajapalayam,
Virudhunagar District.

4.Ganapathy Sundara Natchiyarpuram
Panchayat,
Rep.by its Executive Authority/
Special Officer,
Rajapalayam Taluk,
Virudhunagar District.

... Respondents

Prayer : Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus to direct the respondents to consider the representation of the petitioner dated 08.02.2018 requesting to appoint the petitioner as Panchayat Secretary of the fourth respondent panchayat, within the time frame.

For Petitioner : Mr.M.Saravanan

For Respondents : Mr.M.Jeyakumar,
Addl.,Govt.Pleader for R1 & R2

Mr.D.Muruganandham,
Addl.,Govt.Pleader for R3 & R4

ORDER

Mr.M.Jeyakumar, learned Additional Government Pleader takes notice for the respondents 1 and 2 and Mr.D.Muruganantham, learned Additional Government Pleader takes notice for the respondents 3 and 4.



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

3.The petitioner was originally appointed as a Secretary in the fourth respondent panchayat. Subsequently, he was ousted from service on the ground that he was not possessing the requisite educational qualifications. The petitioner subsequently repaid the entire salary received by him. Thereafter, G.O.Ms.No.72, Rural Development and Panchayat Raj (E5) Department dated 09.07.2013 was passed. The said Government Order is in favour of the petitioner.

4.Based on the said Government Order, the writ petitioner has given a representation dated 08.02.2018. The first respondent has to pass orders thereon. Therefore, the first respondent is directed to pass orders on the representation of the petitioner on merits and in accordance with law within a period of eight weeks from the date of receipt of a copy of this order.

5.This writ petition is disposed of accordingly. No costs.

Sd/-

Assistant Registrar(As)

/True Copy/

Sub-Assistant Registrar

To

1.The District Collector, Virudhunagar District, Virudhunagar.

2.The Personal Assistant to District Collector,
Virudhunagar District.

3.The Block Development Officer, (Village Panchayats),
Rajapalayam, Virudhunagar District.

+One cc to Mr.R.Subramanian, Advocate, SR.No.54894

+One cc to The Special Government Pleader, SR.No.55147

skm

RL/6C/2P/SKN/RSK/SAR4/16/3/2018

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