



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.04.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P.(MD) No.8550 of 2018

Balamurugan

... Petitioner

vs.

1. Tamilnadu State Marketing Corporation Limited (TASMAC)
rep.by its Managing Director,
CMDA Tower, Egmore, Chennai.
2. The Senior Regional Manager,
Tamilnadu State Marketing Corporation Limited,
(TASMAC), Madurai Region,
Madurai.
3. The District Manager,
Tamilnadu State Marketing Corporation Limited,
(TASMAC), Tirunelveli District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to dispose of the petitioner's representation, dated 02.03.2018 within a stipulated time.

For Petitioner : Mr.S.Gokulraj
For Respondents: Mr.Jameel Arasu
Standing Counsel

O R D E R

Mr.Jameel Arasu, learned Standing Counsel, takes notice for the respondents.

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

3. It is the grievance of the petitioner that his representation dated 02.03.2018 seeking to extend the benefits of Circular dated 21.12.2017 issued by the first respondent or to



conduct a fresh tender as per the new condition along with other similarly placed persons like him, has not been considered by the respondents till date and therefore, he has filed the present writ petition.

4. 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.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the first respondent to consider the petitioner's representation dated 02.03.2018 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.

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

Sd/-
Assistant Registrar (Crl.side)

/True Copy/

Sub Assistant Registrar

+ 1 CC TO Mr.S.GOKULRAJ, ADVOCATE IN SR No. 62233
+ 1 CC TO Mr.B.JAMEEL ARASU, ADVOCATE IN SR No. 62529

KRK
TE/JC/SAR-2 : 10/05/2018 : 2P/3C

W.P. (MD) No.8550 of 2018
19.04.2018