

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 16.04.2018****CORAM:****THE HONOURABLE MR.JUSTICE M.S.RAMESH****WEB COPY****W.P. (MD) No.8205 of 2018**

N.Muthiah

... Petitioner

vs.

1. The District Collector
Pudukkottai
Pudukkottai District

2. The Block Development Officer
Ponnamaravathy Pachayat Union
Ponnamaravathy Taluk
Pudukkottai District

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondent to transfer the tax levied in Tax Receipt Nos.1233 at Door No.139A, Tax Receipt No.1232 at Door No.139B, Tax Receipt No.1234 at Door No.139C, Tax Receipt No.1235 at Door No.139D, Tax Receipt No.1229 at Door No.139E and Tax Receipt No.1230 at Door No.139F for the property situated at Thottiyampatti Panchayat Union at Anna Nagar in New Survey No.852/14 in the name of the Munnodi Thiyagi Kakkan G Charitable Trust by considering the representation of the petitioner dated 20.02.2017.

For Petitioner : Mr.G.Mathavan

For Respondents : Mr.J.Gunaseelan Muthiah
Additional Government Pleader**O R D E R**

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, 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 20.02.2017 seeking to transfer the tax levied in Tax Receipt Nos.1233 at Door No.139A, Tax Receipt No.1232 at Door No.139B, Tax Receipt No.1234 at Door No.139C, Tax Receipt No.1235 at Door No.139D, Tax Receipt No.1229 at Door No.139E and Tax Receipt No.1230 at Door No.139F for the property situated at Thottiyampatti Panchayat Union at Anna Nagar in New Survey No.852/14 in the name of Munnodi Thiyagi Kakkan G Charitable Trust



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 second respondent to consider the petitioner's representation dated 20.02.2017 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.

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

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar

To:

1. The District Collector,
Pudukkottai,
Pudukkottai District.
2. The Block Development Officer,
Ponnamaravathy Pachayat Union,
Ponnamaravathy Taluk,
Pudukkottai District.

+1cc to Mr.G.Mathavan, Advocate Sr.No.61698
+1cc to Spl.Government Pleader Sr.No.61613

KRK

VB/JC/SAR1/03.05.2018/2P/5C