



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.04.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.8872 of 2018

C.Anandan

... Petitioner

vs.

1. The District Manager
Tamilnadu Adidraavidar
Housing and Development
Corporation (TAHDCO)
Madurai

2. The Manager
Canara Bank
Chekkanoorani Branch
Chekkanoorani
Madurai District

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the second respondent to disburse the loan amount of Rs.4,22,500/- as stipulated in the order vide Na.Ka.No.TAHDCO-2016-17-SEPY-MD-6, dated 29.09.2016 of the first respondent by taking into account of the petitioner's representation, dated 05.02.2018, within a stipulated time.

For Petitioner : Mr.A.Rajini

For Respondents : Mr.J.Gunaseelan Muthiah

Additional Government Pleader for R1

Mr.Pala Ramasamy for R2

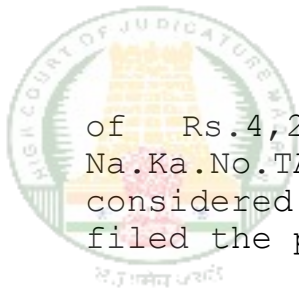
O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, takes notice for the first respondent and Mr.Pala Ramasamy, learned counsel takes notice for the second respondent - Bank.

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

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

3. It is the grievance of the petitioner that his representation dated 05.02.2018 seeking to disburse the loan amount



of Rs.4,22,500/- as per the first respondent's order in Na.Ka.No.TAHDCO-2016-17-SEPY-MD-6, dated 29.09.2016, has not been considered by the second respondent 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 05.02.2018 on its own merits and in the light of the first respondent's order in Na.Ka.No.TAHDCO-2016-17-SEPY-MD-6, dated 29.09.2016, within a period of three 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-II)

/True Copy/

Sub Assistant Registrar

To:

The District Manager,
Tamilnadu Adidraavidar
Housing and Development
Corporation (TAHDCO),
Madurai.

+ 1 CC TO Mr.A.RAJINI, ADVOCATE IN SR No. 63153
+ 1 CC TO Mr.PALA RAMASAMY, ADVOCATE IN SR No. 63129

KRK
TE/RSK/SAR-2 : 07/05/2018 : P/C

W.P. (MD) No.8872 of 2018
23.04.2018