



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.04.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.8930 of 2018

S.Dhanalakshmi

... Petitioner

vs.

1. The District Collector
Madurai

2. The Thasildhar
Madurai North Taluk

3. The Commissioner
Madurai Corporation
Madurai

4. The Executive Engineer
Public Works Department
Madurai

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to take appropriate action for laying the road in the pathway in S.Nos.6, 9, 10, 16 and 58, which leads to the house sites in S.No.7/1 as found in Topo Sketch of the Silayaneri Village and also to put up the culvert across channel running in between the house sites in S.No.7/1 and the said road, within a stipulated time.

For Petitioner : Mr.R.Suriya Narayanan

For Respondents : Mr.S.Nagarajan
Special Government Pleader

O R D E R

Mr.S.Nagarajan, learned Special 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 her representation dated 22.01.2018 seeking to take appropriate action for laying a road in the pathway in S.Nos.6, 9, 10, 16 and 58, which leads to the house sites in S.No.7/1, as found in Topo Sketch, of Silayaneri Village and also to put up a culvert across the channel running in between the house sites in S.No.7/1 and the said road, has not been considered by the respondents till date and therefore, she 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 22.01.2018 on its own merits and take further action in accordance with law, within a period of eight 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,
Madurai.
2. The Thasildhar,
Madurai North Taluk.
3. The Commissioner,
Madurai Corporation,
Madurai.



4. The Executive Engineer,
Public Works Department,
Madurai.

KRK

AE/SKN RSK/SAR3/24.05.2018/3P/5C

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