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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.04.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) No.9154 of 2018

T.S.Abinesh

... Petitioner

vs.

1. The Regional Manager,
Indian Overseas Bank,
552/1, 1st Floor, MS Road,
Vettuoornimadam,
Nagercoil- 629 003,
Kanyakumari District.

2. The Branch Manager,
Indian Overseas Bank,
Kulasekaram Branch,
Nagacode Junction,
Kulasekaram Main Road,
Kanyakumari District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to grant educational loan to the petitioner for the remaining academic years from 2017-2018 to 2019-2020 based on the bonafide cum expenditure certificate issued by the Ponjesly College of Engineering, Nagercoil- 629 003 dated 28.11.2017 within the period stipulated by this Court.

For Petitioner : Mr.T.Ramasamy
For Respondents : Mr.Pala Ramasamy

O R D E R

Mr.Pala Ramasamy, learned counsel, takes notice for the respondents 1 & 2

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 24.02.2018 seeking the respondents to grant educational loan to the petitioner for the remaining academic



years from 2017-2018 to 2019-2020 based on the bonafide cum expenditure certificate issued by the Ponjesly College of Engineering, Nagercoil- 629 003 , has not been considered by the respondents till date and therefore, he has filed the present writ petition.

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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 24.02.2018 on its own merits and take further action in accordance with law, within a period of two 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

+ 1 CC TO Mr.T.RAMASAMY, ADVOCATE IN SR No. 63234

+ 1 CC TO Mr.PALA RAMASAMY, ADVOCATE IN SR No. 63127

AAV

TE/KKR/SAR-4 : 30/05/2018 : 2P/3C

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