



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.04.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

WEB COPY

W.P. (MD) No.2967 of 2015

V.Sundarapandian

... Petitioner

vs.

1. The Secretary to Government
of Tamil Nadu
Public Department (Pensions Political)
Fort St.George, Chennai

2. The District Collector
Sivagangai District, Sivagangai

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the first respondent to dispose of the appeal pending before him, dated 14.02.2004.

For Petitioner : Mr.M.Subash Babu

For Respondents: Mr.J.Gunaseelan Muthiah
Addl. Govt. Pleader

O R D E R

It is the grievance of the petitioner that his appeal dated 14.02.2004, has not been considered by the first respondent till date and therefore, he has filed the present writ petition.

2. This Court has not expressed any of its view with regard to the merits of the appeal preferred by the petitioner. It is needless to point out that whenever an appeal 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 appeal within a stipulated time.

3. In view of the limited prayer sought for in this writ petition, there shall be a direction to the first respondent to dispose of the petitioner's appeal, dated 14.02.2004, within a period of three weeks from the date of receipt of a copy of this order, if not already disposed of.



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

Sd/-

Assistant Registrar (CS-I)

WEB COPY/True Copy/

Sub Assistant Registrar

To:

1. The Secretary to Government of Tamil Nadu,
Public Department (Pensions Political),
Fort St.George, Chennai.
2. The District Collector,
Sivagangai District, Sivagangai.

+1cc to Mr.M.Subash Babu, Advocate Sr.No.62116

+1cc to Spl.Government Pleader Sr.No.62176

KRK

VB/SV/MMS/SAR3/15/05/2018/2P/5C

W.P. (MD) No.2967 of 2015
18.04.2018