



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.16373 of 2018

WEB COPY

R.Sivamallika

... Petitioner

vs.

The Revenue Divisional Officer
Aruppukottai Sub Division
Aruppukottai Post and Taluk
Viruthunagar District- 626 101

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondent to conduct proper enquiry in his proceedings after giving due opportunity to the parties interested based on the representation of the petitioner dated 03.06.2018 within a stipulated time as fixed by this Hon'ble Court.

For Petitioner : Mr.N.Anandakumar
For Respondent : Mr.J.Gunaseelan Muthiah
Additional Government Pleader

O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, takes notice for the respondent.

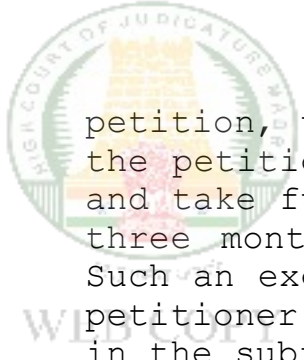
2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. It is the grievance of the petitioner that his representation dated 03.06.2018 seeking to conduct enquiry in his proceedings, has not been considered by the 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.

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

5. In view of the limited prayer sought for in this writ



petition, there shall be a direction to the respondent to consider the petitioner's representation dated 03.06.2018 on its own merits and take further action in accordance with law, within a period of three months from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner as well as to any other persons who may be interested in the subject matter.

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

Sd/-

Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar(CS-III)

To

The Revenue Divisional Officer
Aruppukottai Sub Division
Arupppukottai Post and Taluk
Viruthunagar District- 626 101

+1cc to Mr.AKKINI THEVAR, Advocate SR.No.75780
+1cc to SPECIAL GOVERNMENT PLEADER, SR.No.75516
Aav
MK/SKN/SAR 3/07.08.2018/2P/4C

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