



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.07.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) No.14783 of 2018

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... Petitioner

vs.

1. The Inspector General of Registration,
Office of the Inspector General of Registration,
No. 120 Santhome High Road,
Chennai- 600 028.

2. The District Registrar (Admin),
Marthandam,
Kanyakumari 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 take appropriate action as per the direction of the first respondent in his proceedings Moo. Mu.No.24853/U4/2017 dated 06.06.2017 on the basis of the circular letter No.41530/U1/2017 dated 08.11.2017 issued by the first respondent and by considering the petitioner's representation dated 29.04.2017.

For Petitioner : Mr.G.Ramanathan

For Respondents : Mr.M.Murugan
Government Advocate

O R D E R

Mr.M.Murugan, learned Government Advocate, 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 his representation dated 29.04.2017 seeking to direct the second respondent to take appropriate action as per the direction of the first respondent in his proceedings Moo. Mu.No.24853/U4/2017 dated 06.06.2017 on the basis of the circular letter No.41530/U1/2017 dated 08.11.2017 issued by the first respondent, 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 29.04.2017 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 conducting enquiry and 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(CS-I))

/True Copy/

Sub Assistant Registrar(CS-II)

To:

1. The Inspector General of Registration,
Office of the Inspector General of Registration,
No. 120 Santhome High Road,
Chennai- 600 028.

2. The District Registrar (Admin),
Marthandam,
Kanyakumari District.

+ 1 cc TO Mr.G.Ramanathan , Advocate in SR No. 72188

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AE/SKN RSK/SAR2/26.07.2018/2P/4C

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