



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

WEB COPY

W.P. (MD) No.14797 of 2018andW.M.P (MD) No.13358 of 2018

R.C.Mission Church
Sathankulam
Tuticorin District
Rep. by its Power Agent
N.Chinnadurai
S/o.Late Narayanan
No.5/41, Keelaramasamiapuram- 628 201
Vappankadu, Nangamozhi Village
Tiruchendur Taluk
Tuticorin District

... Petitioner

vs.

1. The Revenue Divisional Officer
Thiruchendur
Tuticorin District.

2. The Revenue Tahsildhar
Thiruchendur

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents to grant permission to the petitioner church to conduct festivals in the land in "R.C.Ground" adjacent to R.C.Mission School and St.Annal Church situated in S.No.276/1 in Nagaimozhi Village, Thiruchendur Taluk considering the representation of the petitioner dated 18.06.2018.

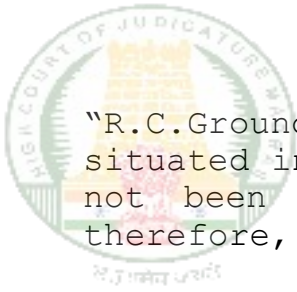
For Petitioner : Mrs. P.Jessi Jeeva Priya
For Respondents : Mr.N.Shanmuga Selvam
Additional Government Pleader

O R D E R

Mr.N.Shanmuga Selvam, learned Additional 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 his representation dated 18.06.2018 seeking to to grant permission to the petitioner church to conduct festivals in the land in



"R.C.Ground" adjacent to R.C.Mission School and St.Annal Church situated in S.No.276/1 in Nagaimozhi Village, Thiruchendur Taluk has not been considered by the first 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 first respondent to consider the petitioner's representation dated 18.06.2018 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. 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. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar

To:

1. The Revenue Divisional Officer
Thiruchendur
Tuticorin District.

2. The Revenue Tahsildhar
Thiruchendur.

+1cc to M/S.P.Jessi Jeeva Priya, Advocate SR.No. 72298

W.P. (MD) No.14797 of 2018

and

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10.07.2018