



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 16.07.2018

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) No.15383 of 2018

P.Iyannar

... Petitioner

vs.

1. The Joint Commissioner
Hindu Religious and Charitable
Endowments Administration Department
Sivagangai.

2. The Manager
Office of the Sivagangai Devasthanam
Sivagangai
Sivagangai 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 delete the wrong entry made in Devasthanam records and rectify the same from Iyndhu Karai Kullalar Samugam into Kullalar Samugam by considering the petitioner's representation dated 09.04.2018.

For Petitioner : Mr.M.Balakrishnan
For Respondent
No.1 : Mr.J.Gunaseelan Muthiah
Additional Government Pleader
No.2 : Mr.S.Madhavan

O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, takes notice for the first respondent. Mr.S.Madhavan, learned counsel takes notice for the second 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 09.04.2018 seeking to delete the wrong entry made in Devasthanam records, 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 09.04.2018 on its own merits and take further action in accordance with law, within a period of eight 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.

Sd/-
Assistant Registrar (CS-II)

/True Copy/

Sub Assistant Registrar(CS-III)

To

The Joint Commissioner,
Hindu Religious and Charitable
Endowments Administration Department,
Sivagangai.

+ 1 CC TO Mr.M.BALAKRISHNAN, ADVOCATE IN SR No. 73156
+ 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 73598

AAV
TE/SV/SAR-3 : 27/07/2018 : 2P/4C

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