

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT****DATED: 19.07.2018****CORAM:****THE HONOURABLE MR.JUSTICE M.S.RAMESH****W.P. (MD) No.15746 of 2018****WEB COPY**

K.Senthilkumar

... Petitioner

vs.

1. The District Revenue Officer,
Office of the District Collectorate,
Sivagangai, Sivagangai District.

2. The Branch Manager,
Small Industries Development Corporation,
Sivagangai, 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 conclude the enquiry in Na.Ka.B4-13956-2012 dated 11.09.2015 within a time frame stipulate by this Court.

For Petitioner :Mr.V.Perumal

For Respondents :Mr.J.Gunaseelanmuthiah,
Additional Government Pleader.**O R D E R**

Mr.J.Gunaseelanmuthiah, 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 the enquiry notice in Na.Ka.B4-13956-2012 dated 11.09.2015, may be directed to conclude by the first respondent, which has been pending 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 conclude the enquiry in Na.Ka.B4-13956-2012, dated 11.09.2015 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 and 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(w)

/True Copy/

Sub Assistant Registrar(CS-II)

To:

1. The District Revenue Officer,
Office of the District Collectorate,
Sivagangai, Sivagangai District.
2. The Branch Manager,
Small Industries Development Corporation,
Sivagangai, Sivagangai.

+1cc to Mr.V.Perumal, Advocate Sr.No.73938
+1cc to Spl.Government Pleader Sr.No.74094

CP

VB/KAK/SAR2/02.08.2018/2P/5C

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