



4. Though the disciplinary proceedings initiated against the petitioner's husband became abated, as it has been declared by the Government Order in G.O.(3D) No.161, Agriculture (AA7) Department dated 02.06.2017, the petitioner's husband's retirement benefits and also the pensionary benefits as well as the family pension benefits have not been disbursed and therefore, in this regard, the petitioner has made a request on 19.02.2018 to the respondent Department and the said representation is not, so far, considered by the respondents and therefore, the petitioner is before this Court with the present Writ petition.

5. Learned counsel appearing for the petitioner would submit that, if a direction is issued to consider the representation of the petitioner dated 19.02.2018 on merits and in accordance with law and if an order to that effect is directed to be passed within a time frame that may be fixed by this Court, the petitioner would be satisfied.

6. I have heard Mr.M.Murugan, learned Government Advocate, appearing for the respondents, who would submit that, in view of the declaration made by the Government in G.O.(3D) No.161, Agriculture (AA7) Department, dated 02.06.2017, that the disciplinary proceedings initiated against the petitioner's husband became abated, consequently, upon the death of the husband of the petitioner, the said request made by the petitioner would be considered on merits and an order to that effect will be passed within a time frame that may be fixed by this Court.

7. Considering the said factual matrix of the case and taking into account, the submissions made by both sides, this Court is inclined to pass the following orders:-

"that the petitioner's representation dated 19.02.2018 shall be considered by the respondents in the light of the G.O.(3D) No.161, Agriculture Department dated 02.06.2017 and pass orders thereon, with regard to the disbursement of monetary and other benefits of the petitioner's husband and such orders shall be passed within a period of six weeks from the date of receipt of a copy of this order."

8. With this direction, this Writ Petition is disposed of. However, there shall be no order as to costs.

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar



To

1) The Agricultural Production
Commissioner and Secretary to Government of Tamil Nadu,
Agriculture Department,
Secretariat, Chennai 600 009

2) The Commissioner of Horticulture
and Plantation Crops,
Chepauk, Chennai 600 005.

+1cc to M/S.T.A.Ebenezer, Advocate SR.No. 74622

+1cc to Special Government Pleader, SR.No. 74698

Order made in
W.P. (MD) No.16181 of 2018

sts

JM/RP/SAR 2/07.08.2018/3P/5C