



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.16268 of 2018

P.Manimaran

... Petitioner

vs.

1.The District Collector
Virudhunagar District
Virudhunagar

2.The Executive Officer
Watrap Selection Grade Panchayat
Watrap Village, Virudhunagar 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 assess property tax in the name of the petitioner for his house property situated in Sy.No.472A/26 in Watrap Village, Srivilliputhur Taluk, Virudhunagar District, within a stipulated time.

For Petitioner : Mr.P.M.Vishnu Varthanan

For Respondents : Mr.J.Gunaseelan Muthiah

Additional Government Pleader

O R D E R

Mr.J.Gunaseelan Muthiah, 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 27.04.2018 seeking to assess the property tax in his name for his house property situated in Survey No.472A/26 of Watrap Village, Srivilliputhur Taluk, Virudhunagar District, has not been considered by the respondents 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 27.04.2018 on its own merits and take further action in accordance with law, within a period of six weeks 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 the 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

To:

- 1.The District Collector,
Virudhunagar District,
Virudhunagar.
- 2.The Executive Officer,
Watrap Selection Grade Panchayat,
Watrap Village, Virudhunagar District.

+1cc to Special Government Pleader, SR.No. 75152

W.P.(MD) No.16268 of 2018

25.07.2018

krk
JM/RP/SAR 2/07.08.2018/2P/4C