



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.07.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.16530 of 2018

Annalakshmi

... Petitioner

Vs.

1. The District Collector,
Theni District,
Theni.

2. The Revenue Divisional Officer,
Revenue Divisional Office,
Uthamapalayam Taluk,
Theni District.

3. The Tahsildar,
Uthamapalayam Taluk,
Theni District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus, to direct the respondents to give compensation to the petitioner for the death of her husband in accident by considering the petitioner's representation dated 27.06.2018.

For Petitioner : Mr.R.Manoharan
For Respondents : Mr.V.Anand
Government Advocate

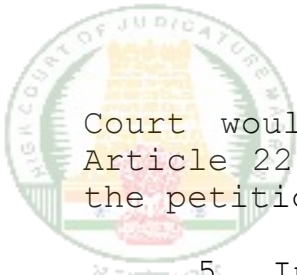
ORDER

Mr.V.Anand, learned Government Advocate, 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 her representation dated 27.06.2018 seeking to give compensation for the death of her husband in accident, 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 first respondent to consider the petitioner's representation dated 27.06.2018 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 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(AS)

/True Copy/

Sub Assistant Registrar(CS-III)

To:

1. The District Collector,
Theni District, Theni.
2. The Revenue Divisional Officer,
Revenue Divisional Office,
Uthamapalayam Taluk, Theni District.
3. The Tahsildar,
Uthamapalayam Taluk, Theni District.

+1CC to Mr.R.Manoharan, Advocate, SR.No.75593
+1CC to the Special Government Pleader SR.No. 75654

W.P.(MD) No.16530 of 2018
27.07.2018

RMK
ES/SKN/RSK/SAR 3/06.08.2018/2P/6C