



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.07.2018

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.16799 of 2018

Mrs.R.Muthulakshmi

... Petitioner

-Vs-

1. The Senior Manager, Canara Bank,
Staff Pension Section,
Naveen Complex, 14,M.G.Road,
Bangalore - 560001.
2. The Senior Manager, Canara Bank,
MIPD & PP Section, Circle Office,
St.Mary's Complex,
East Veli Street,
Madurai - 625 001.
3. The Chief Manager, Canara Bank,
Beach Road,
Tuticorin - 628 001.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to give family pension and death benefits of deceased Rajagopalan from 17.04.2002 with interest within the stipulated time fixed by this Court to the petitioner on the basis of representation made by this petitioner dated 10.05.2018.

For Petitioner : Mr.B.Rajesh Saravanan

ORDER

Notice to the respondents is dispensed with in view of nature of the order to be passed by this Court.

2. It is the grievance of the petitioner that his representation dated 10.05.2018 seeking to give family pension and death benefits of deceased Rajagopalan from 17.04.2002 with interest to the petitioner, has not been considered by the respondents till date and therefore, he has filed the present writ petition.



3. 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.

4. 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 10.05.2018, on its own merits and take further action in accordance with law, within a period of four 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.

5. With the above directions, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (Crl.side)

/True Copy/

Sub Assistant Registrar (CS-III)

To

1. The Senior Manager, Canara Bank,
Staff Pension Section, Naveen Complex,
14,M.G.Road, Bangalore - 560001.
2. The Senior Manager, Canara Bank,
MIPD & PP Section, Circle Office,
St.Mary's Complex, East Veli Street,
Madurai - 625 001.
3. The Chief Manager, Canara Bank,
Beach Road, Tuticorin - 628 001.

+ 1 CC TO Mr.B.RAJESH SARAVANAN, ADVOCATE IN SR No. 76039

SM

TE/RP/SAR-3 : 24/08/2018 : 2P/5C