



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.08.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.17544 of 2018

Mariyasingarayar

... Petitioner

vs.

The District Collector,
Ramanathapuram District,
Ramanathapuram.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondent to dispose of petitioner's representation dated 23.03.2018 submitted for providing the pathway within a time frame as fixed by this Hon'ble Court.

For Petitioner : Mr.B.Prahalad Ravi
For Respondent : Mr.J.Gunaseelan Muthiah,
Additional Government Pleader

O R D E R

Mr.J.Gunaseelan Muthiah, learned Additional Government Pleader, takes notice for the respondent.

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 23.03.2018 seeking to conduct an enquiry in respect of usage of a common pathway, has not been considered by the first respondent 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 respondent to consider the petitioner's representation dated 23.03.2018 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. Further, the petitioner is directed to give a copy of the representation dated 23.03.2018 along with a copy of this order to the respondent.



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

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/True Copy/

Sd/-

Assistant Registrar(CS-II)

Sub Assistant Registrar(CS-III)

To

The District Collector,
Ramanathapuram District,
Ramanathapuram.

+1cc to M/S.B.Prahalad Ravi, Advocate SR.No. 77620

+1cc to Special Government Pleader, SR.No. 77471

W.P.(MD) No.17544 of 2018
03.08.2018

dsk

JM/MMS/SAR 3/11.08.2018/2P/4C