

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.04.2019

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

W.P.No.11822 of 2019

P.Gopinathan

.. Petitioner

Vs

1.The Director

Vigilance and Anti-Corruption  
No.293, MKN Road  
Alandur, Chennai - 600 016.

2.The District Collector  
Salem District, Salem.

3.The Block Development Officer (Block Panchayat)  
Kolathur, Salem District.

4.The Block Development Officer (Village Panchayat)  
Kolathur  
Salem District.

5.R.Pushparaj

6.R.Sugavanam

7.N.Jayaraman

8.M.C.M. & Co

9.K.C.Ramu

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 1<sup>st</sup> respondent to take action on the petitioner's representation dated 06.08.2018 in accordance with law.

For Petitioner : Mr.K.Elangoo

For Respondents: Mr.K.Prabakar  
Additional Government Pleader for R1

O R D E R

The writ petition has been filed, seeking to issue a writ of mandamus directing the 1<sup>st</sup> respondent to take action on the petitioner's representation dated 06.08.2018, in accordance with law.

2.The learned counsel for the petitioner would submit that he had sent a representation dated 06.08.2018, to the Director, Vigilance and Anti-Corruption, Chennai, seeking to take action against the respondents 5 to 9 and since no action had been taken so far, he had approached this Court by way of this writ petition.

3.The learned Additional Public Prosecutor appearing for the 1<sup>st</sup> respondent would submit that the representation of the petitioner dated 06.08.2018 was received by the 1<sup>st</sup> respondent on 08.08.2018. On perusal of the complaint it was found that the allegations mentioned in the representation were general in nature, requiring verification of documents by the concerned department. As per the instructions issued in the Government memo No.1356/64/2, Public (Services-B) dated 08.04.1964 and incorporated in Para 10(3) of the Manual of the DVAC, considering the fact that the petition did not disclose any specific offences under the Prevention of Corruption Act, 1988, the respondent had forwarded the representation to the competent authority, viz., the Director, Rural Development and Panchayat Raj Department, Chennai - 600 015, to take necessary action. He would further submit that since the allegations were general in nature, the Directorate has also not caused any enquiry into the contents of the petition and the decision not to cause any enquiry had been communicated to the competent authority and to the petitioner vide communication No.7951/2018/MISC/SL dated 16.08.2018. Thereby the learned Additional Public Prosecutor would submit that the petitioner's representation has been considered in accordance with law.

4.In view of the same, without expressing any opinion with regard to the correctness or claim made in the representation, this Court disposes the writ petition, granting liberty to the petitioner to proceed in accordance with law.

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Sd/-

Assistant Registrar (CS-V)

//True Copy//

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Sub Assistant Registrar

To

1.The Director  
Vigilance and Anti-Corruption  
No.293, MKN Road  
Alandur, Chennai - 600 016.

2.The District Collector  
Salem District.  
Salem.

3.The Public Prosecutor  
High Court of Madras.

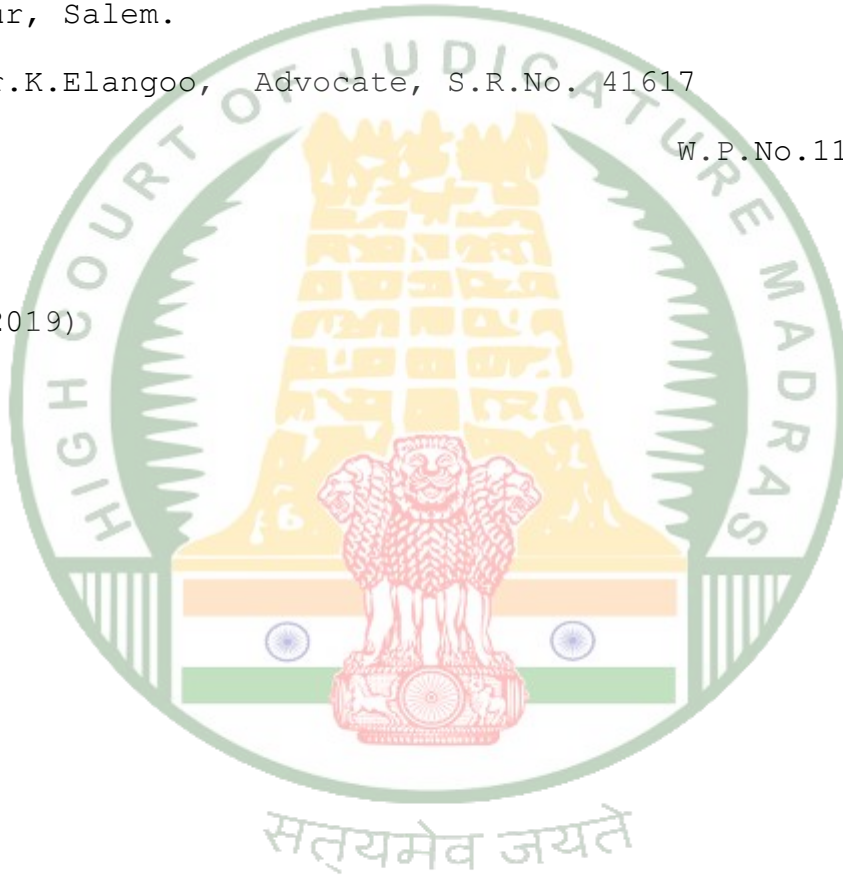
4. The Block Development,  
Kolathur Officer (Block Panchayat),  
Salem District.

5. The Block Development Officer (Village Panchayat),  
Kolathur, Salem.

+1cc to Mr.K.Elangoo, Advocate, S.R.No. 41617

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SJ(CO)  
GN(22/05/2019)



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