

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 24.10.2019

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.13977 of 2019

K.T.Sakthivelu

..Petitioner

Vs.

1. The Directorate
Vigilance and Anti Corruption
No.293, M.K.N Road,
Alandur, Chennai-600 016.
2. The Principal Secretary/ Commissioner
Land Survey and Settlement
Chepauk, Chennai-5.
3. The District Collector
Erode District.
4. The Assistant Director
Survey and Land Records Department, Erode.
5. The District Revenue Officer,
Gopichettipalayam
Erode District.
6. S.Ravi
Deputy Inspector of Survey
Gobichettipalayam Taluk
Erode District.
7. R.Murugesan
Inspector of Survey
Erode West Division
Land Survey and Records Department
Erode District.
8. M.Mookkaiah
Retired Assistant Director
Land Survey and Records Department
No.1122/1, Thendral Nagar,
Karambakkudi Road,
Ganarvakottai, Pudhukottai District.

9.K.Kumaresan
 Thasildar
 Divisional Excise Officer
 Kudalingam Dhidal
 Erode Taluk Office Compound
 Erode District.

... Respondents

Prayer :- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 2 to 5 to complete the enquiry and take appropriate action against the respondents 6 to 9 based on the direction issued by the 1st respondent in his petition No.1556/2018/SUR/ER dated 15.02.2018.

For Petitioner : Mr.A.Tamilrajan
 For Respondents : Mr.A.N.Thambidurai for R1 to R5
 Special Government Pleader

ORDER

Writ Petition is filed for issuance of Writ of Mandamus, directing the respondents 2 to 5 to complete the enquiry and take appropriate action against the respondents 6 to 9 based on the direction issued by the 1st respondent in his petition No.1556/2018/SUR/ER dated 15.02.2018.

2. Heard the learned counsel for the petitioner and the learned Special Government Pleader appearing for the respondents 1 to 5. By consent of both sides, the writ petition is taken up for final disposal at the admission stage itself.

3.The petitioner was initially appointed as Field Surveyor on 22.10.2007 and presently, he is working as Firka Surveyor in the Revenue Department, at Kilambadi Firka, Kodumudi Taluk, Erode District. In the meanwhile, a charge memo was issued against the petitioner as if he done illegality after making false entries in the Government records of Revenue Department records and Survey Department records in order to favour one Duraisamy and thereafter, made a representation on 9.02.2018, to the 1st respondent to take appropriate action against the private respondents namely 6 to 9 respondents who have committed mischief and made the petitioner as scape goat, under Rule 17(b) of TNCS (D & A) Rules and the complaint was forwarded to the official respondents 2 to 4. Till date, no order was passed on the petitioner's complaint. Hence this writ petition is filed.

4.The learned counsel for the petitioner submitted that it would suffice if a direction is passed to the official respondents to take appropriate action on the representation of

the petitioner dated 09.02.2018, within a reasonable time as fixed by this Court.

5. This Court perused the representation as well as the communication in between the Director of the Land Survey and the District Collector and several orders were issued and answer was given and the 3rd respondent, viz., The District Collector requested the Director of the 1st respondent to consider the representation made by the petitioner.

6. Considering the limited request made by the learned counsel for the petitioner, I am inclined to issue a direction to the 3rd respondent/District Collector to pass an order after affording opportunity to the respondents 6 to 9 within a period of 12 weeks from the date of receipt of a copy of this order.

7. With the above direction, the writ petition stand disposed of. No costs.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

To

1. The Directorate
Vigilance and Anti Corruption
No.293, M.K.N Road, Alandur, Chennai-600 016.
2. The Principal Secretary/ Commissioner
Land Survey and Settlement, Chepauk, Chennai-5.
3. The District Collector, Erode District.
4. The Assistant Director
Survey and Land Records Department, Erode.
5. The District Revenue Officer,
Gopichettipalayam, Erode District.

+1 cc to M/s.A.Tamil Rajan, Advocate Sr.No. 89138

AKM/16.12.19/6P- 7C /
AKM/09.01.2020

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