

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.11.2019

CORAM

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.31866 of 2019

Sivagami

... Petitioner

Vs.

1.The Assistant Accountant Officer,
O/o. The Principal Accountant General (A&E),
No.361, Anna Salai,
Chennai-600 018

2.The Headmaster,
Govt. Muslim Higher Secondary School,
No.115, Seven wells Street,
Chennai - 600 001

... Respondents

Prayer:- Writ petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to consider the petitioner's representation dated 21.07.2019 before the first respondent herein and direct the first respondent to release the petitioner's husband family pension and other service benefits within a stipulated period.

For Petitioner : Mr.K.Srinivasan

For Respondents : Mrs.P.Kavitha,
Government Advocate

O R D E R

By consent, this writ petition is taken up for final disposal at the admission stage itself.

2.The case of the petitioner is that the petitioner married one, Ayyavu on 16.03.2005 at "Arulmigu Soemya Damodara Perumal Temple". In fact, the petitioner's husband already married one, Sarasa and the said Sarasa died on 24.06.2004. After the death of the first wife, the petitioner's husband married the petitioner on 16.03.2005 and he was working as Office Assistant in the second respondent school and after the retirement the petitioner's husband died on 04.10.2007. Thereafter the petitioner made a representation for payment of family pension on 21.07.2019, but till date the same has been not considered. Hence, the petitioner has filed the present petition.

3.Heard both sides.

4.The learned counsel for the petitioner submitted that it would suffice, if a direction is issued to the first respondent to consider the representation of the petitioner

dated 21.07.2019 and pass orders, within a stipulated time fixed by this Court.

5.Though the petitioner has sought for a larger relief, this Court without going into the merits of the case, directs the first respondent to consider the petitioner's representation dated 21.07.2019 and pass orders on merits and in accordance with law within a period of twelve weeks from the date of receipt of copy of this order.

6.With the above direction, this writ petition stands disposed of. No costs.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1.The Assistant Accountant Officer,
O/o. The Principal Accountant General (A&E),
No.361, Anna Salai,
Chennai-600 018

2.The Headmaster,
Govt. Muslim Higher Secondary School,
No.115, Seven wells Street,
Chennai - 600 001

+1cc to Mr.K.Srinivasan , Advocate SR.No. 93926
+1 cc to Government Pleader Sr.No. 95117

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A.SK(26/12/2019)

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