



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.03.2019

CORAM:

THE HONOURABLE MR.JUSTICE **R.MAHADEVAN**

W.P.(MD)No.6827 of 2019

K.Shanmugam

... Petitioner

Vs

1.The Additional Director of Survey
and Land Records,
Chepauk, Chennai - 600 005.

2.The Assistant Director,
Survey and Land Records Department,
Collectorate Complex,
Thanthoni, Karur-639 005.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, to direct the respondents, ie., the Additional Director of Survey and Land Records, Chennai and the Assistant Director, Survey and Land Records, Karur, to take immediate action to disburse the Encashment of Leave Salary to the petitioner within a specified time frame that may be fixed by this Court.

For Petitioner : Mr.S.Visvalingham

For Respondents : Mrs.J.Padmavathydevi
Special Government Pleader

ORDER

Seeking for a direction to the respondents to take immediate action to disburse the Encashment of Leave Salary to the petitioner, the present writ petition came to be filed.

2.Heard the learned counsel for the petitioner and the learned Special Government Pleader appearing for the respondents. By consent, the Writ Petition itself is taken up for final disposal at the stage of admission.

3.The learned Counsel for the petitioner submitted that the petitioner was working as a Senior Draftsman in the respondent department and based on the conviction in S.C.No.124/2011, dated 05.09.2012, he was dismissed from service on 12.10.2012. Thereafter, seeking for Encashment of Leave Salary, he made a representation, dated 10.12.2018 to the respondents. However, the respondents have not sent any reply to the petitioner. Hence, the present writ petition



is filed.

4.The learned Special Government Pleader appearing for the respondents, on instructions, submitted that the petitioner's representation would be considered on merits.

5.Under such facts and circumstances of the case, this Court, without going into the merits of the case, directs the respondents to consider the representation of the petitioner, dated 10.12.2018 and pass appropriate orders, on merits and in accordance with law, after affording opportunity of hearing to the petitioner, within a period of eight weeks from the date of receipt of a copy of this order.

6.The writ petition is disposed of, on the above terms. No costs.

Sd/-

Assistant Registrar (T AND P)

// True Copy //

Sub Assistant Registrar(CS)

cmr

To

1.The Additional Director of Survey
and Land Records,
Chepauk, Chennai - 600 005.

2.The Assistant Director,
Survey and Land Records Department,
Collectorate Complex,
Thanthoni, Karur-639 005.

1CC TO MR. S. VISVALINGAM, ADVOCATE SR 56008

KK

10/04/2019

2P 4C

W.P. (MD) No. 6827 of 2019

22.03.2019