



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 27.03.2019
CORAM

THE HON'BLE Mr.JUSTICE R.MAHADEVAN

WP (MD) No.7219 of 2019

WEB COPY

1.K.Deepalakshmi

2.R.Chadra Devi,

... Petitioners

-vs-

1.The Registrar,
Tamil Nadu Housing and Urban Development,
No.48, Ritherdon Road,
Vepery, Chennai - 600 007.

2.The General Manager,
Tamil Nadu Co-Operative Housing
Corporation Ltd, No.X.406,
No.48, Ritherdan Road,
Vepery, Chennai - 600 007.

3.The Deputy Registrar,
Tamil Nadu Housing Society,
No.481, Kalaignar Karunanithi Nagar,
Madurai.

4.The Co-Operative Sub Registrar,
MDA HSG 116, Bodinaickanur Taluk,
Co-Operative Housing Society,
Shanmugasundarapuram,
Bodinaickanur, Theni District - 625 513.

5.The Secretary,
MDA HSG 116, Bodinaickanur Taluk,
Co-Operative Housing Society,
Shanmugasundarapuram,
Bodinaickanur, Theni District - 625 513.

6.Navaneetha Krishnan
President,
MDA HSG 116, Bodinaickanur Taluk,
Co-Operative Housing Society,
Shanmugasundarapuram,
Bodinaickanur, Theni District - 625 513.

7.K.Rajesh
<https://hcservices.ecourts.gov.in/hcservices/>

8.S.Kalidhass



9.M.Udayan

10.R.Rajaji

11.C.Kaliraj

12.M.Murugeswari

13.S.Amsu

14.C.Perumal

15.V.Muthiah

..... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a writ of Mandamus directing the respondents herein to pay the death-cum-terminal benefits of 1st petitioner's husband late R.Ponmaran died on 26.3.2018 including salary payable in the post of Manager, Secretary, arrear, revision of pay, from 1.1.2013 to 26.3.2018 death-cum-retirement benefits from 26.3.2018, earned leave, unearned leave and security deposits together with interest at 12% p.a.

For Petitioners : Mr.K.Appadurai

For Respondent : Mrs.J.Padmavathi Devi
Nos.1 to 4 Special Government Pleader

For Respondent : Mr.C.Ramar
Nos.5 and 6 Additional Government Pleader

O R D E R

This writ petition has been filed for a direction to the respondents to pay death-cum-terminal benefits of 1st petitioner's husband late R.Ponmaran, including salary payable in the post of Manager and Secretary, arrear, revision of pay, from 01.01.2013 to 26.3.2018 with interest, to the petitioners.

2.Heard the learned Counsel for the petitioners and the learned Special Government Pleader appearing for the respondent Nos.1 to 4 and the learned Additional Government Pleader appearing for the respondent Nos. 5 and 6. By consent, the writ petition is taken up for final disposal at the admission stage itself.

3.According to the petitioners, they have sent several representations to the official respondents, requesting to disburse the salary of the husband of the 1st petitioner, including arrears and death-cum-terminal benefits, as he died on 26.03.2018. None of those representations have been considered so far. Therefore, they are before this Court.



4. The learned Counsel for the petitioners submitted that it would suffice if the representation of the petitioners is directed to be considered by the respondents, for which, the learned Special Government Pleader appearing for the respondent Nos.1 to 4 and the learned Additional Government Pleader appearing for the respondent Nos. 5 and 6 have no serious objection .

5. Under such circumstances, this Court, without going into the merits of the case, directs the respondents 1 to 6, to consider the petitioners' representation dated 15.12.2018, on merits and in accordance with law and pass appropriate orders, after affording opportunity of hearing to the petitioner as well as the interested parties, if any, 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/-

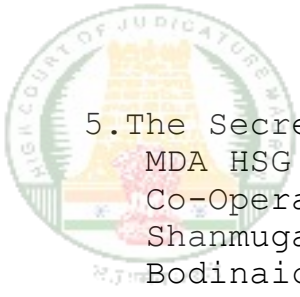
Assistant Registrar (CS-III)

/ True Copy /

Sub Assistant Registrar (CS)

To

1. The Registrar,
Tamil Nadu Housing and Urban Development,
No.48, Ritherdon Road,
Vepery, Chennai - 600 007.
2. The General Manager,
Tamil Nadu Co-Operative Housing
Corporation Ltd, No.X.406,
No.48, Ritherdan Road,
Vepery, Chennai - 600 007.
3. The Deputy Registrar,
Tamil Nadu Housing Society,
No.481, Kalaigiar Karunanithi Nagar,
Madurai.
4. The Co-Operative Sub Registrar,
MDA HSG 116, Bodinaickanur Taluk,
Co-Operative Housing Society,
Shanmugasundarapuram,
<https://hcservices.ecourts.gov.in/hcservices/>
Bodinaickanur, Theni District - 625 513.



5.The Secretary,
MDA HSG 116, Bodinaickanur Taluk,
Co-Operative Housing Society,
Shanmugasundarapuram,
Bodinaickanur, Theni District - 625 513.

WEB COPY

+1 CC to M/s.K.APPADURAI, Advocate (SR-57078[F] dated 27/03/2019)

+1 CC to M/s.SPL GP (SR-57922[F] dated 29/03/2019)

WP (MD) No.7219 of 2019
27.03.2019

ES/30.04.2019/4P/8C