



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
DATED : **28.03.2019**

CORAM:

THE HONOURABLE MR.JUSTICE **R.MAHADEVAN**  
**WP(MD)No.15079 of 2017**

P.S.Antony Raj

... Petitioner

Vs.

1.The Government of Tamil Nadu,  
Represented by its Secretary to Home Department,  
Fort St George,  
Chennai - 600 009.

2.The Director General of Police,  
Kamarajar Salai,  
Mylapore,  
Chennai - 600 004.

3.The Deputy Inspector of Police,  
Tirunelveli Range,  
Tirunelveli.

4.The Superintendent of Police,  
Tuticorin District,  
Tuticorin.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the 1<sup>st</sup> respondent to consider and dispose the mercy petition within a stipulated time which was filed before him on 21.01.2010 by the petitioner.

|                 |                                         |
|-----------------|-----------------------------------------|
| For Petitioners | : Mr.A.Rajaram                          |
| For Respondents | : Mr.S.Angappan,<br>Government Advocate |

**ORDER**

This writ petition has been filed seeking to direct the 1<sup>st</sup> respondent to consider and dispose of the mercy petition filed by the petitioner on 21.01.2010.

2.Though the prayer in this writ petition is to direct the 1<sup>st</sup> respondent to consider the mercy petition, which is said to be filed by the petitioner on 21.01.2010, he is unable to produce the acknowledgement for having submitted the mercy petition to the 1<sup>st</sup> respondent and hence, the learned Counsel for the petitioner sought liberty to the petitioner to file a fresh representation to the 1<sup>st</sup> respondent.

3.The learned Government Advocate appearing for the respondents has no serious objection in granting such relief to the petitioner.



4. In view of the submissions so made by the learned Counsel on either side, this Court permits the petitioner to file a fresh representation along with a copy of the mercy petition to the 1<sup>st</sup> respondent, within a period of two weeks from the date of receipt of a copy of this order and on filing of such representation, the 1<sup>st</sup> respondent shall consider the same, on merits and in accordance with law and pass necessary orders, after affording opportunity of hearing to the petitioner, within a period of six weeks thenceforth.

5. With the above direction, the writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

Sub Assistant Registrar (CS)

To

1. The Secretary to Home Department,  
Fort St George,  
Chennai - 600 009.

2. The Director General of Police,  
Kamarajar Salai,  
Mylapore,  
Chennai - 600 004.

3. The Deputy Inspector of Police,  
Tirunelveli Range,  
Tirunelveli.

4. The Superintendent of Police,  
Tuticorin District,  
Tuticorin.

+1 CC to M/s.A.RAJARAM, Advocate ( SR-57435[F] dated 28/03/2019 )

+1 CC to M/s.SPL GP ( SR-57958[F] dated 29/03/2019 )

DSK

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