



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **09.12.2019**

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD)No.26112 of 2019

WEB COPY

G.Velumurugan

... Petitioner

/vs./

1.The Chairman,
Tamil Nadu Electricity Board,
800 Annasalai,
Chennai 600 002.

2.The Chief Engineer (Personnel),
TANGEDCO,
8th Floor, Eastern Wing,
NPKRR Maaligai,
144, Annasalai, Chennai-2

3.The Superintending Engineer,
Ramananthapuram Tamil Nadu Electricity Board,
Distribution Division,
Ramanathapuram Corporation,
Ramanathapuram.

4.The Executive Engineer,
TANGEDCO,
Kottaimedu, Kamuthi,
Ramanathapuram District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the respondents herein to appoint the petitioner to the post of Mazdoor on the basis of compassionate basis in the light of his representation dated 06.12.2018.

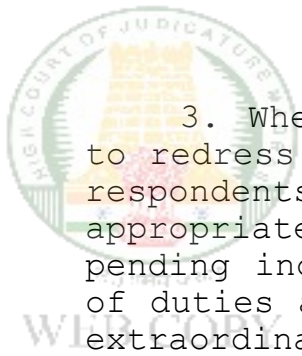
For Petitioner : Mr.S.Sarvagan Prabhu

For Respondents : Mr.T.Sakthikumaran

ORDER

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

2. The limited prayer sought for in the present writ petition is that to consider the petitioner's representation, dated 06.12.2018 seeking compassionate appointment.



3. Whenever a representation is made to a statutory authority to redress the claim of the employee, there is a duty cast upon the respondents to consider the same on its own merit and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. Such an inaction would amount to dereliction of duties and thereby this Court would be justified in invoking its extraordinary powers under Article 226 of Constitution of India and thereby direct such authority to consider the representation within the stipulated time.

4. In view of the above observations, there shall be a direction to the respondents herein to consider the petitioner's representations dated 06.12.2018 on its own merits and pass appropriate orders within a period of eight (8) weeks from the date of receipt of a copy of this order. It is made clear that this Court has not expressed any of its view with regard to the claim made by the petitioner in his representation and it is for the respondents to consider it in accordance with law.

5. With the above directions, this Writ Petition is disposed of. No costs.

Sd/-

Assistant Registrar (AS)

// True Copy //

Sub Assistant Registrar(CS)

rmk

+1 CC to Mr.S.SARVAGAN PRABHU, Advocate (SR-104020[F] dated 09/12/2019)

+1 CC to Mr.T.SAKTHI KUMARAN, Advocate (SR-104038[F] dated 09/12/2019)

Order made in
W.P. (MD) No.26112 of 2019
Dated:09.12.2019

MK (31.12.2019) 2P 3C