



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 18.12.2019

CORAM:

THE HONOURABLE **MR. JUSTICE M.S.RAMESH**

W.P. (MD)No.26900 of 2019

S.Sasikala

... Petitioner

/Vs./

1.The Joint Registrar of Co-operative Societies,
Thanjavur Region, Thanjavur.

2.The Deputy Registrar of Co-operative Societies,
Pattukottai, Thanjavur District.

3.T1740 Vadaseri Primary Agriculture
Co-operative Credit Society Ltd.,
rep., by its President,
Vadaseri, Orathanadu Taluk,
Thanjavur District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the respondents to consider the petitioner's representation dated 05.05.2019 seeking promotion to the post of Clerk in the third respondent society within a time frame that may be stipulated by this Court.

For Petitioner	:	Mr.R.Ponkarthikeyan
For Respondents	:	Mr.A.Thiyagarajan Government Advocate

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 the petitioner is that to consider the representation dated 05.05.2019 seeking promotion to the post of Clerk in the third respondent society.

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 first respondent herein to consider the petitioner's representations, dated 05.05.2019 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 her representation and it is for the first respondent to consider it in accordance with law.

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

Sd/-

Assistant Registrar (AD-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

rmk

To

1.The Joint Registrar of Co-operative Societies,
Thanjavur Region, Thanjavur.

2.The Deputy Registrar of Co-operative Societies,
Pattukottai, Thanjavur District.

3.The President,
T1740 Vadaseri Primary Agriculture
Co-operative Credit Society Ltd.,
Vadaseri, Orathanadu Taluk,
Thanjavur District.

+1 CC to M/s.R.PON KARTHIKEYAN, Advocate (SR-106069[F]
dated 19/12/2019)

+1 CC to M/s.SPL.GP (SR-105994[F] dated 19/12/2019)

SMA/08/01/2020/2P/6C

Order made in
W.P. (MD) No.26900 of 2019

Dated:
18.12.2019