



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **29.01.2020**

CORAM:

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

W.P. (MD)No.1740 of 2020

S.Pattamuthu

... Petitioner

/vs./

The Superintending Engineer(Distribution),
Thoothukudi Electricity Distribution Circle,
Tamilandu Electricity Board,
Thoothukudi,
Thoothukudi District.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondent to consider the petitioner's representation dated 14.12.2019.

For Petitioner : No appearance

For Respondent : Mr.T.Sakthikumaran
Standing Counsel

ORDER

None appeared on behalf of the petitioner.

2.The limited prayer sought for by the petitioner is that to consider the representation dated 14.12.2019 seeking to reconsider the transfer order dated 29.11.2019 passed by the respondent.

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 respondent herein to consider the petitioner's representation dated 14.12.2019 on its own merits and pass appropriate orders



within a period of six 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 respondent to consider it in accordance with law.

5. With the above direction, the Writ Petition stands disposed of. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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+1 CC to M/s.C.SELVAKUMAR, Advocate (SR-3765[F] dated 29/01/2020)

+2 CC to M/s.T.SAKTHIKUMARAN, Advocate (SR-3767[F] dated 29/01/2020)

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JMN(10.02.2020) 2P : 4C