



WEB COPY

IN THE HIGH COURT OF JUDICATURE OF MADRAS

DATED: 13.07.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.No.16799 of 2017

C.Egavalli

...Petitioner

Vs

The Chairman
Chennai Port Trust
Chennai 600 001.

...Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent herein to settle petitioner the one time lump sum compensation in lieu with the compassionate ground appointment within a stipulated period fixed by this Court.

For Petitioner : No appearance

For Respondents : Mr.J.Sathyannarayanan Prasad
Standing Counsel for
Port Trust for Respondent

O R D E R

Since the petitioner's request for settling one time lump sum compensation was not considered, the present writ petition has been filed. According to the petitioner, she has made a representation in this regard on 11.06.2013, which is still pending.

2. It is needless to point out that whenever a representation of this nature is made to a Statutory Authority, there is a duty cast upon the respondent to consider the same on its own merits and pass appropriate orders in one way or other, instead of keeping the same pending indefinitely. As such, non-consideration of the representation by the Statutory Authority would amount to dereliction of duty and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct him to consider the same within a stipulated time.



3. In the light of the above observations, it would be appropriate to direct the respondent herein to consider the petitioner's representation dated 11.06.2013 within a stipulated time and thereby, the ends of justice could be secured. It is made clear that this Court has not expressed any of its views with regard to the merits of the claim of the petitioner and that it is open to the concerned respondent to consider the same on its own merits.

4. Accordingly, there shall be a direction to the respondent to consider the petitioner's representation dated 11.06.2013 on its own merits and pass appropriate orders in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order.

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

Sd/-
Assistant Registrar(CS-VII)

//True Copy//

Sub Assistant Registrar

RR

To

The Chairman
Chennai Port Trust
Chennai 600 001.

W.P.No.16799 of 2017

GPL (CO)
RGA(12/08/2021)