



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.01.2021

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.885 of 2021

P.Ponraj

...Petitioner

Vs

1.The Tamilnadu Generation And Distribution Corporation Limited,
Rep by its Chief Engineer (personnel),
8th Floor, NKPRR Malaigai,
Anna Salai,
Chennai-02.

2.The Superintending Engineer,
O/o. The Superintending Engineer,
Tamilnadu Generation And Distribution Corporation Limited,
Tuticorin Distribution Circle,
Tuticorin-2.

... Respondents

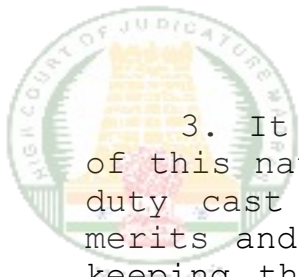
PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondent No.1 and 2 to regularize the services of the petitioner in the post of Helper with effect from 01.08.1996 along with all service and monetary benefits within the time frame stipulated by this Court.

For Petitioner : Mr.T.Lajapathi Roy
For Respondents : Mrs.P.Malini
for Mr.T.S.Gopalan

O R D E R

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

2.Since the petitioner's request to the respondents to regularize his service in the post of Helper with effect from 01.08.1996 along with all service and monetary benefits were not considered, the Writ Petition has been filed. According to the petitioner, he has made a representation in this regard on 23.11.2020, which is still pending.



3. 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 respondents 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 them to consider the same within a stipulated time.

4. In the light of the above observations, it would be appropriate to direct the respondents herein to consider the petitioner's representation dated 23.11.2020, within a stipulated time and thereby the ends of justice could be secured.

5. Accordingly, there shall be a direction to the respondents to consider the petitioner's representation dated 23.11.2020, 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.

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

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

NOTE: In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

1. The Tamilnadu Generation And Distribution Corporation Limited,
Rep by its Chief Engineer (personnel),
8th Floor, NKPRR Malaigai,
Anna Salai,
Chennai-02.



2.The Superintending Engineer,
O/o. The Superintending Engineer,
Tamilnadu Generation And Distribution
Corporation Limited,
Tuticorin Distribution Circle,
Tuticorin-2.

+1 CC to Mr.T.LAJAPATHI ROY, Advocate (SR-1778[F] dated
22/01/2021)

+1 CC to Mr.P.MALINI, Advocate (SR-1592[F] dated 21/01/2021)

Order made in
W.P. (MD) No.885 of 2021
21.01.2021

VB (05.02.2021) 3P 5C