



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.06.2022

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.13798 of 2022

Dr.P.Senthil Murugan,
S/o. P.Pichandi

...Petitioner

Vs

1.The Commissioner,
Food Safety and Drug Administration
Department,
DMS Complex, Chennai.

2. The Designated Officer,
Food Safety and Drug Administration
Department, Thiruvallur.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus to direct the 1st and 2nd respondents to provide the documents sought by the petitioner in representation dated 08.03.2022.

For Petitioner : M/s.K.Jayasudha

For Respondents: Mr.E.Vijay Anand,
Additional Government Pleader

ORDER

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

2. The petitioner herein had given a representation to the respondents on 08.03.2022 seeking to provide the documents sought by him. Since the said representation was not considered, the present writ petition has been filed.

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.

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4. In the light of the above observations, there shall be a direction to the respondents herein to consider the petitioner's representation dated 08.03.2022 on its own merits and pass appropriate orders in accordance with law, within a period of eight 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 views with regard to the merits of the claim of the petitioner and that it is open to the concerned respondents to consider the same on its own merits.

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

Sd/-
Assistant Registrar(Vacation Officer)

//True Copy//

Sub Assistant Registrar

rpp/kst
To

1.The Commissioner,
Food Safety and Drug Administration
Department,
DMS Complex, Chennai.

2. The Designated Officer,
Food Safety and Drug Administration
Department, Thiruvallur.

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MT(CO)
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