



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **16.06.2022**

CORAM:

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

W.P. (MD)No.12047 of 2022

A.Tamilvanan

... Petitioner

/vs./

1.The Director of Medical Education,
Kilpauk,
Chennai-600 010.

2.The Dean Madurai Medical College,
Madurai.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the first respondent to compute the teaching experiences of the petitioner under the post of ART medical officer Madurai Medical College from the year 2015 and Assistant Surgeon / Medical Officer in geriatric medicine, Government Rajaji Hospital Madurai and subsequently promote the petitioner to the post of Associate Professor in the department general Medicine, Madurai.

For Petitioner	:	Mr.S.Ramsundarvijayraj
For Respondents	:	Mr.R.Ragavendran Government Advocate

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 first respondent on 18.05.2022 seeking for promote the petitioner to the post of Associate Professor in the department general Medicine, Madurai. 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.



4. In the light of the above observations, there shall be a direction to the first respondent herein to consider the petitioner's representation dated 18.05.2022 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 respondent to consider the same on its own merits.

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

Sd/-

Assistant Registrar (CS II)

// True Copy //

/07/2022

Sub Assistant Registrar(CS)

btr/vji

To

1.The Director of Medical Education,
Kilapauk,
Chennai-600 010.

2.The Dean Madurai Medical College,
Madurai.

+1 CC to M/s.SPL.GP (SR-26537[F] dated 17/06/2022)

Order made in
W.P.(MD)No.12047 of 2022

Dated:

16.06.2022

= SS/04/07/2022/ 2P 4C