



**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED:08.04.2022

CORAM:

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

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**W.P. (MD)No.8408 of 2019**

Mohammed Nazeer

... Petitioner

Vs.

1.The State of Tamil Nadu,  
Rep by its Secretary to Government,  
Home Department,  
Secretariat, St. Fort George,  
Chennai-9.

2.The Superintendent of Police,  
O/o.The Superintendent of Police,  
Ramanathapuram,  
Ramanathapuram District.

... Respondents

**PRAYER:** Writ Petition under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 1<sup>st</sup> respondent to dispose the petitioner's mercy petition dated 20.03.2016 by considering his representation dated 11.03.2019 within the period that may be stipulated by this Court.

For Petitioner : Mr.C.Venkatesh Kumar  
for M/s.Ajmal Associates

For Respondents : Mr.AK.Manikkam  
Special Government Pleader

**ORDER**

The relief sought for in the present writ petition is to direct the first respondent to dispose the petitioner's mercy petition dated 20.03.2016, by considering his representation dated 11.03.2019.

2.Right of an appeal is conferred under the rules for the petitioner. In the present case, the petitioner has exhausted the appeal remedy. Mercy petition is not taken up under the rules. However, the authorities are at liberty to look into the petition and if any new grounds are made available, they may consider on merits. However, the Court cannot issue a direction in such circumstances, as the petitioner has already exhausted the appeal remedy as per the rules. Thus, the respondents shall look into the petition and if any merits are found out, then suitable orders may be passed.



3.With the above direction, this Writ Petition is disposed of.  
No costs.

Sd/-

Assistant Registrar (CS-III)

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// True Copy //

/ /2022

Sub Assistant Registrar(CS)

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To

1.The Secretary to Government,  
Home Department,  
Secretariat, St. Fort George,  
Chennai-9.

2.The Superintendent of Police,  
O/o.The Superintendent of Police,  
Ramanathapuram,  
Ramanathapuram District.

+1 CC to M/s.AJMAL ASSOCIATES, Advocate ( SR-17693[F] dated  
11/04/2022 )

+1 CC to M/s.SPL.GP. ( SR-18118[F] dated 12/04/2022 )

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