



W.P.(MD) No.13720 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.06.2022

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THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD) No.13720 of 2022

Aloysius

... Petitioner

Vs.

1.The District Collector,
Sivagangai District,
Sivagangai.

2.The Block Development Officer,
Manamadurai Panchayat Union,
Manamadurai,
Sivagangai District.

... Respondents

PRAYER: Writ petition filed under Article 226 of the Constitution of India to issue a writ of Mandamus, directing the respondents to consider the petitioner's application, dated 16.06.2022 for the post of Co-ordinator under Mahatma Gandhi National Rural Employment Guarantee Scheme in Sivagangai District as per the 1st respondent paper publication, dated 11.06.2022, in accordance with law.



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For Petitioner : Mr.J.John

For Respondents : Mr.G.Suriyananth for R1
Additional Government Pleader

Mr.S.Jeyapriya for R2
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 respondents on 16.06.2022 seeking the post of Co-ordinator under Mahatma Gandhi National Rural Employment Guarantee Scheme in Sivagangai District as per the 1st respondent paper publication, dated 11.06.2022. 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.



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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 second respondent herein to consider the petitioner's representation dated 16.06.2022 on its own merits and pass appropriate orders in accordance with law, within a period of eight **(8)** 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.

30.06.2022

Index : Yes / No
Speaking Order/ Non Speaking Order
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M.S.RAMESH,J.

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