



W.P.(MD).No.15906 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.07.2022

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THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.(MD).No.15906 of 2022

A.S.Micheal Visuvasam

... Petitioner

Vs.

1.The Commissioner for Technical Education,
Directorate of the Technical Education,
Guindi,
Chennai – 600 025.

2.The Principal,
Alagappa Polytechnic College,
Karaikudi,
Sivagangai District – 630 004.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the first respondent to consider the petitioner's representation dated 12.07.2022 (letter No.2081/A1/2021) sent through second respondent in a proper channel on merits and to pass orders on merits within the time stipulated by this Court.

For Petitioner : Mr.J.Jeyakumaran

For R-1 : Mr.A.Kannan,
Additional Government Pleader.



W.P.(MD).No.15906 of 2022

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 12.07.2022 (Letter No.2081/A1/2021), seeking for promotion as Junior Draughting Officer (Civil) from 01.09.2017. 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 12.07.2022, on its own merits and pass appropriate orders in accordance with



W.P.(MD).No.15906 of 2022

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. There shall be no order as to costs.

22.07.2022

Index : Yes / No
Internet : Yes/ No
Lm/btr

To

The Commissioner for Technical Education,
Directorate of the Technical Education,
Guindi,
Chennai – 600 025.



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W.P.(MD).No.15906 of 2022

M.S.RAMESH, J.

Lm/btr

W.P.(MD).No.15906 of 2022

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