



WP(MD)No.16248 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **25.07.2022**

CORAM:

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

W.P.(MD)No.16248 of 2022

M.Ravi

... Petitioner

/vs./

1.The Secretary to Government,
Municipal Administration &
Water Supply Department,
Chennai-9.

2.The Commissioner of Municipal Administration,
Chennai-600 028.

3.The Commissioner,
Tirunelveli Municipal Corporation,
Tirunelveli.

4.The Commissioner,
Coimbatore Corporation,
Coimbatore.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to revise the pay scale of the petitioner as per the G.O.Ms.No.27, dated 24.01.2007, and to pay the arrears of difference in salary to the petitioner with effect from the date of the



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WEB COPY appointment of the petitioner i.e. 08.01.2008.

For Petitioner : Mr.G.Prabhu Rajadurai
For R-1 & R-2 : Mr.G.Suriyananth
Additional Government Pleader
For R-3 & R-4 : Mr.A.Sivanupandian
Standing Counsel

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 18.12.2020 seeking to revise the petitioner's pay scale in the post of Junior Engineer as per G.O.27 Finance (BPE) Department, dated 24.01.2007. 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



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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 concerned respondent herein to consider the petitioner's representation dated 18.12.2020 on its own merits and pass appropriate orders in accordance with law, within a period of three (3) months 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.

25.07.2022



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Index : Yes / No

Internet : Yes / No

btr

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M.S.RAMESH, J.

btr

Order made in
W.P.(MD)No.16248 of 2022

Dated:
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