



WP(MD)No.16708 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **28.07.2022**

CORAM:

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

W.P.(MD)No.16708 of 2022

A.Marimuthu

... Petitioner

/vs./

- 1.The Secretary to Government,
Department of Revenue and disaster of Management,
St.George Fort,
Chennai.
- 2.The Commissioner of Revenue Administration,
St.George Fort,
Chennai.
- 3.The District Collector,
Office of the District Collector,
Ramanathapuram District.
- 4.The District Revenue Officer,
Office of the District Revenue Officer,
Ramanathapuram.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondent to Implement the panel to the Post of Deputy Tahsildar of the fourth respondent in Roc No:



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A1/27189/2019, dated 06.05.2022, and to promote the petitioner to the post of Deputy Tahsildar based on the representation of the petitioner, dated 22.06.2022.

For Petitioner : Mr.S.Ramsundarvijayraj
For Respondents : Mr.G.Suriyananth
Additional Government Pleader

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 third respondent on 22.06.2022 seeking to implement the panel to the Post of Deputy Tahsildar of the fourth respondent in Roc No: A1/27189/2019, dated 06.05.2022, and to promote the petitioner to the post of Deputy Tahsildar. 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-



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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 third respondent herein to consider the petitioner's representation dated 22.06.2022 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. There shall be no order as to costs.

28.07.2022

Index : Yes / No
Internet : Yes / No
btr

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M.S.RAMESH, J.

btr

Order made in
W.P.(MD)No.16708 of 2022

Dated:
28.07.2022