



WP(MD)No.17284 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **03.08.2022**

CORAM:

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

W.P.(MD)No.17284 of 2022

V.Neethi

... Petitioner

/vs./

1.The Director General of Police,
Tamil Nadu Police Department,
Mylapore,
Chennai-600 004.

2.The Member Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Old Commissioner of Police Office Campus,
Pantheon Road, Egmore,
Chennai-600 008.

3.The Superintendent of Police,
Madurai District,
Madurai.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to appoint petitioner in the post of Grade-II Police Constable in Tamil Nadu Special Police for the year 2020 based on his aggregate marks secured in the written test as well as physical



WP(MD)No.17284 of 2022

test and as well as based on his representation, dated 29.01.2022 within the time limit that may be stipulated by this Court.

For Petitioner : Mr.G.Thalaimutharasu

For Respondents : Mr.Veera.Kathiravan,
Additional Advocate General,
Assited by Mrs.D.Farjana Ghoushia,
Special 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 respondents on 28.01.2022 seeking to appoint him in the post of Grade-II Police Constable in Tamil Nadu Special Police for the year 2020, based on his aggregate marks secured in the written test, as well as physical test. Since the said representation was not considered, the present Writ Petition has been filed.



WP(MD)No.17284 of 2022

WEB COPY

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 third respondent herein to consider the petitioner's representation dated 28.01.2022 on its own merits and pass appropriate orders in accordance with law, within a period of four (4) 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.



WP(MD)No.17284 of 2022

WEB COPY 5. With the above direction, the Writ Petition stands disposed of. There shall be no order as to costs.

03.08.2022

Index : Yes / No

Internet : Yes / No

btr

To

- 1.The Director General of Police,
Tamil Nadu Police Department,
Mylapore,
Chennai-600 004.
- 2.The Member Secretary,
Tamil Nadu Uniformed Services Recruitment Board,
Old Commissioner of Police Office Campus,
Pantheon Road, Egmore,
Chennai-600 008.
- 3.The Superintendent of Police,
Madurai District,
Madurai.



WEB COPY



WP(MD)No.17284 of 2022

M.S.RAMESH, J.

btr

Order made in
W.P.(MD)No.17284 of 2022

Dated:
03.08.2022