



WP(MD)No.19597 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **25.08.2022**

CORAM:

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

W.P.(MD)No.19597 of 2022

K.Mareeswari

... Petitioner

/vs./

1.The District Collector,
Virudhunagar District,
Virudhunagar.

2.The Block Development Officer (Village Panchayath),
Virudhunagar Panchayath Union,
Virudhunagar District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the 1st respondent herein to provide an employment to the petitioner on compassionate grounds, based on her application dated 08.01.2021 for the death of her husband A.Alphonse.

For Petitioner : Mr.D.Srinivasaragavan

For Respondents : Mr.G.Suriyananth

Additional Government Pleader (for R1)

Mr.R.Suresh Kumar

Additional Government Pleader (for R2)



WP(MD)No.19597 of 2022

WEB COPY

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 23.05.2022 seeking for an employment on compassionate ground, for the death of her husband, A.Alphonse, who was working as Panchayat Secretary. 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.



WP(MD)No.19597 of 2022

WEB COPY

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 23.05.2022 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. No costs.

25.08.2022

Index : Yes / No
Internet : Yes / No
sm

TO:

1. The District Collector,
Virudhunagar District,
Virudhunagar.
2. The Block Development Officer (Village Panchayath),
Virudhunagar Panchayath Union,
Virudhunagar District.



WEB COPY



WP(MD)No.19597 of 2022

M.S.RAMESH, J.

Sm

Order made in
W.P.(MD)No.19597 of 2022

Dated:
25.08.2022