



WP(MD)No.20188 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.08.2022

CORAM:

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

W.P.(MD)No.20188 of 2022

V.Swaminathan

... Petitioner

/vs./

1.The Principal Secretary/
Commissioner of Revenue Administration and
Disaster Management, Ezhilagam, Chepauk,
Chennai-600 005.

2.The District Collector,
Tuticorin District,
Tuticorin.

3.The District Revenue Officer,
Tuticorin District, Tuticorin.

4.The Special Tahsildar (Land Acquisition),
ISRO-S.S.L.E Unit-8,
Thiruchendur, Tuticorin District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the first respondent to consider the petitioner's representation dated 14.07.2022.

For Petitioner : Mr.C.Mayilvahana Rajendran
For Respondents : Mr.M.Siddharthan
Government Advocate



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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 14.07.2022 seeking inclusion of his name in the panel for the year 2019-2021 for 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-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.



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4. In the light of the above observations, there shall be a direction to the second respondent herein to consider the petitioner's representation, dated 14.07.2022 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.

29.08.2022

Index : Yes / No

Internet : Yes / No

Rmk

To

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M.S.RAMESH, J.

Rmk

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