



**W.P.(MD) No.20336 of 2022**

**WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

**DATED : 30.08.2022**

**CORAM**

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

**W.P.(MD) No.20336 of 2022**

**T.Kalaiselvi**

**... Petitioner**

**Vs.**

1.The Managing Director,  
Tamil Nadu State Transport Corporation,  
(Kumbakonam) Limited,  
Kumbakonam,  
Thanjavur District.

2.The General Manager,  
Tamil Nadu State Transport Corporation,  
(Kumbakonam) Limited,  
Karaikudi Region,  
Maruthapathi Managiri, Karaikudi,  
Sivagangai District.

3.The District Manager,  
Tamil Nadu State Transport Corporation,  
(Kumbakonam) Limited,  
Karaikudi Region, Sivagangai,  
Sivagangai District.

**... Respondents**



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**PRAYER**: Writ petition filed under Article 226 of the Constitution of India to issue a writ of Mandamus, directing the respondents to disburse all monetary death cum retirement benefits and other benefits to the petitioner's husband Late P.Tamilselvam, who died on 02.06.2021 due to Covid-19 based on his representation dated 06.08.2021 within a time frame fixed by this Court.

For Petitioner : Mr.V.Manikandan

For Respondents : Mr.K.Jagadees Balan  
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 respondents on 06.08.2021 seeking to disburse all monetary death cum retirement benefits and other benefits to her husband Late P.Tamilselvam, who died on 02.06.2021, due to Covid-19. Since the said representation was not considered, the present writ petition has been filed.



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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 respondents herein to consider the petitioner's representation dated 06.08.2021 on its own merits and pass appropriate orders in accordance with law, within a period of six **(6)** 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.



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5. With the above direction, the Writ Petition stands disposed of.

No costs.

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Index : Yes / No  
Speaking Order/ Non Speaking Order

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**M.S.RAMESH,J.**

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