



WEB COPY

W.P.(MD)No.12735 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.03.2022

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THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P. (MD)No.12735 of 2016

and

W.M.P. (MD)No.9638 of 2016

P.Veeramuthu

... Petitioner

vs

1.The Accounts Officer

Office of the Principal Accountant General
(Accounts & Entitlements)
Tamil Nadu, No.361, Anna Salai,
Chennai - 600 018.

2.The Regional Joint Director (Audit)
Madurai.

3.The Assistant Treasury Officer,
Devakottai,
Sivagangai District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari, to call for the records relating to the impugned order of the third respondent in ref.Na.Ka.No.982/2016/A1, dated 12.07.2016 quash the same.

For Petitioner : Mr.B.Muruganandam
For Respondents : Mr.P.Gunasekaran for R1
Mr.G.Suriyananth for R2 & R3
Additional Government Pleader

O R D E R

This Writ Petition is filed to quash the impugned order, dated 12.07.2016.

2.The learned Counsel appearing for the petitioner submitted that the recovery order was issued without issuing any notice to the petitioner and this Court without expressing any opinion is directing the third respondent to issue a notice to the petitioner and the petitioner is directed to submit an explanation to the respondent. Thereafter, the third respondent should pass a speaking order about the entitlement of the petitioner. The impugned order is set aside. The said exercise shall be completed within four weeks from the date of receipt of a copy of this order.



3.With the above direction, the Writ Petition is allowed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CO)

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/ /2022

Sub Assistant Registrar(CS)

Note:In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate/litigant concerned.

To

1.The Accounts Officer
Office of the Principal Accountant General
(Accounts & Entitlements)
Tamil Nadu, No.361, Anna Salai,
Chennai - 600 018.

2.The Regional Joint Director (Audit)
Madurai.

3.The Assistant Treasury Officer,
Devakottai,
Sivagangai District.

+1 CC to M/s.B.MURUGANANDAM, Advocate (SR-14466[F] dated 25/03/2022)

+1 CC to M/s.SPL GP (SR-14900[F] dated 28/03/2022)

Order made in
W.P. (MD) No.12735 of 2016
25.03.2022

RS (07.04.2022) 2P-6C