



WEB COPY



W.P.No.4738 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.02.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.4738 of 2023

E.Tholkappian

...Petitioner

Vs

1.The District Collector,
District Rural Development Agency Head,
Villupuram District.

2.The Project Director,
District Rural Development Agency,
Villupuram District.

3.The Block Development Officer,
Vallam Panchayat Union,
Villupuram District.

4.M/s.Data Craft e-solutions,
No.13, Raja Gopal Complex,
Opposite to Collector Office,
Salamedu, Villupuram.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the second and third respondents to adhere to the direction of the first respondent issued vide Na.Ka.No.Aa1/2322/2011/T.P.E dated 28.10.2021 and credit the monthly



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remuneration payable to the petitioner from the PFMS directly to the bank account of the petitioner.

For Petitioner : Mr.U.Karunakaran

For Respondents

For RR1 to 3 : M/s.E.Indumathi
Government Advocate

ORDER

With the consent of both parties, the writ petition is taken up for final disposal at the admission stage itself.

2. The petitioner herein had given a representation to the respondents on 27.10.2022, seeking compliance of the direction given in Na.Ka.No.Aa1/2322/2011/T.P.E. 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



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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 concerned to consider the petitioner's representation dated 27.10.2022 on its own merits and pass appropriate orders in accordance with law, within a period of four 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 respondents to consider the same on its own merits.

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

No costs.

22.02.2023

Index: Yes/No

Speaking order/Non-speaking order

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M.S.RAMESH,J.

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