



W.P.No.4147 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.02.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

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P.Balasubramanian

...Petitioner

Vs

The Chairman cum Managing Director,
NLC India Ltd.,
Corporate Office, Block-1, Neyveli,
Pincode – 607 801.

...Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to dispose of the petitioner's representation dated 22.11.2022 to appoint the petitioner in the respondent office on the basis of compassionate grounds.

For Petitioner : Mrs.S.Sasikala

ORDER

Heard Mrs.S.Sasikala, learned counsel for the petitioner. Since an order for direction to dispose of the petitioner's representation would not



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cause prejudice to the respondent, notice to the respondent is dispensed with.

2. The petitioner herein had given a representation to the respondent on 22.11.2022 seeking for a direction to appoint him in the office of the respondent on compassionate grounds. 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 respondent 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 respondent herein to consider the petitioner's representation dated 22.11.2022 on its own merits and pass appropriate orders in accordance with law, within a period of eight 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 respondent to consider the same on its own merits.

5. With the above direction, the Writ Petition stands ordered. No costs.

21.02.2023

Index: Yes/No
Speaking order/Non-speaking order
hvk

To

The Chairman cum Managing Director,
NLC India Ltd.,
Corporate Office,
Block-1, Neyveli,
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M.S.RAMESH,J.

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