



W.P.No.5575 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.02.2023

CORAM:

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

**W.P.No.5575 of 2023**

Deenadhayalan

...Petitioner

Vs

- 1.The Joint Registrar of Co-Operative Societies,  
Office of the Joint Registrar of Co-Operative Societies,  
Villupuram Region, Villupuram.
- 2.The Deputy Registrar of Co-Operative Societies,  
Office of the Deputy Registrar of Co-Operative Societies,  
Tindivanam.
- 3.The President,  
Gingee Primary Agricultural Credit  
Co-Operative Society,  
Gingee, Tindivanam Taluk,  
Villupuram District.

...Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the first respondent to consider the representation of the petitioner dated 12.08.2022 within stipulated time fixed by this Court.



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For Petitioner : Mr.S.Sairaman  
For R1 and R2 : M/s.M.Jayanthy  
Additional Government Pleader  
For R3 : Mr.R.P.Murugan Raja  
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 first respondent on 12.08.2022, seeking appointment in the third respondent society 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 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



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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 first respondent herein to consider the petitioner's representation dated 12.08.2022 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 concerned respondent to consider the same on its own merits.

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

**24.02.2023**

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



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

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To

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