



WEB COPY



W.P.No.9219 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.03.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

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R.Vidhya

...Petitioner

Vs

1.The District Collector (Chennai District), Singaravelan Maligai, No.62, Rajaji Street, Office of the Collectorate, Chennai-1.

2.The District Revenue Officer, Singaravelan Maligai, No.62, Rajaji Street, Office of the Collectorate, Chennai-1.

3.The Revenue Divisional Officer- North, Gandhi Main Road, Puzhal, Chennai-60.

4.The Tahsildar, Perambur Taluk, Perambur Tahsildar Office, Chennai-11.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 06.12.2022 and take necessary action within the time frame as fixed by this Court.



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For Petitioner : Mr.B.Janakiram
For Respondents : Mr.Murugan Raja,
Government Advocate

ORDER

With the consent of both the parties, this Writ Petition is taken up for final disposal at the admission stage itself.

2. The petitioner herein had given a representation dated 06.12.2022 to the respondents seeking to carry out necessary corrections in the wrong classification made in the revenue records. 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 him 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



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invoking its extraordinary powers under Article 226 of Constitution of India and direct him to consider the same within a stipulated time.

4. In the light of the above observations, there shall be a direction to the second respondent herein to consider the petitioner's representation dated 06.12.2022, on its own merits and pass appropriate orders in accordance with law, after giving due opportunity to the petitioner, as well as all other persons who may be interested in the subject property, within a period of twelve 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 disposed of.

No costs.

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Index:Yes/No

Speaking order/Non-speaking order

RS/SNI



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M.S.RAMESH,J.

RS/SNI

To

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