



WEB COPY



W.P.No.8575 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.03.2023

CORAM:

THE HON'BLE MR.JUSTICE M.DHANDAPANI

W.P.No.8575 of 2023

K.Samiyappan

...Petitioner

VS.

1. The District Collector,
Erode, Erode District.

2. The Revenue Divisional Officer,
Erode, Erode District.

3. S.Maheshwaran

4. Marappan

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the second respondent to pass appropriate orders on the basis of the written representation made by the petitioner on 12.05.2022 by invoking under the provisions of Maintenance and Welfare of Parents and Senior Citizenship Act, 2007.

For Petitioner : Mr.C.Prakasam

For Respondents : Mr.E.Veda Bagath Singh
for R1 and R2

ORDER



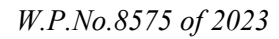
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which the second respondent forwarded the said representation to the Deputy Superintendent of Police, Perundurai and sent a communication vide proceedings dated 30.08.2022 to the Tahsildar, Modakkurichi. Since the second respondent is duty bound to deal with the matters under the provisions of the Act, the present writ petition has been filed.

4. Learned counsel appearing for the petitioner submits that though the petitioner made a representation before the second respondent on 12.05.2022, the second respondent being the appropriate authority to entertain the matters with regard to the provisions of the Act, forwarded the said representation to the Deputy Superintendent of Police, Perundurai is not sustainable. Hence, this Court may direct the second respondent to consider the petitioner's representation dated 12.05.2022 as per the provisions of the Act within the time frame that may be fixed by this Court.

5. Learned counsel appearing for the respondents 1 and 2 has no objection for the said order being passed.

6. Heard learned counsel appearing on either side and perused the



7. Admittedly, the petitioner made a representation before the second respondent, however, the second respondent being the appropriate authority to ascertain the matters with regard to the provisions of the Act, forwarded said representation before the Deputy Superintendent of Police, Madurai is not sustainable. Hence, this Court is inclined to issue a direction to the second respondent to consider the petitioner's representation on 12.05.2022, as per the provisions of the Act and pass appropriate orders on merits and in accordance with law after affording an opportunity of being heard to the aggrieved persons if any including the third and fourth respondents within a period of twelve (12) weeks from the date of receipt of copy of this order.

8. Accordingly, this writ petition is disposed of. No costs.

17.03.2023

RAP
Index : Yes/No
Speaking order : Yes/No

To



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M.DHANDAPANI, J.



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RAP

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