



W.P.No.2928 of 2016

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.01.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.2928 of 2016

R.K.Vandhanam

...Petitioner

Vs

The Commissioner,
Corporation of Chennai,
Rippon Buildings,
Chennai - 600 003.

...Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondent to promote the petitioner to the post of Conservancy Inspector/Tax Collector/Junior Assistant with all consequential service and monetary benefits.

For Petitioner : Mr.R.Prem Narayan

For Respondent : Mr.Gopinath

ORDER

The petitioner herein had given a representation to the respondent on 07.01.2016 seeking for a direction to promote him to the post of



W.P.No.2928 of 2016

WEB COPY

Conservancy Inspector/Tax Collector/Junior Assistant with all consequential service and monetary benefits. Since the said representation was not considered, the present writ petition has been filed.

2. 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 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.

3. In the light of the above observations, there shall be a direction to the respondent herein to consider the petitioner's representation dated 07.01.2016 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



W.P.No.2928 of 2016

WEB 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.

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

No costs.

03.01.2023

Index: Yes/No

Speaking order/Non-speaking order

hvk

To

The Commissioner,
Corporation of Chennai,
Rippon Buildings,
Chennai - 600 003.



WEB COPY



W.P.No.2928 of 2016

M.S.RAMESH,J.

hvk

W.P.No.2928 of 2016

03.01.2023