



WEB COPY



W.P.No.17990 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.06.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.17990 of 2023

D. Bhuvana

... Petitioner

Vs.

1.The Joint Director HSS,
DPI, College Road,
Nungambakkam, Chennai – 6.

2.The Chief Educational Officer,
'B' Block, Collector Office,
Sathuvacheri, Vellore – 9.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to consider the petitioner's representation dated 29.01.2022 and direct the 2nd respondent to furnish the Service Record of the petitioner.

For Petitioner : Mr.S. Nagarajan

For Respondents : Mr.S. Prabhakaran,
Government Advocate

ORDER



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2. The petitioner herein had given a representation to the respondents on 29.01.2022, seeking to furnish her Service 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 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.



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4. In the light of the above observations, there shall be a direction to the respondents herein, to consider the petitioner's representation dated 29.01.2022 on its own merits and pass appropriate orders in accordance with law, within a period of one (1) week 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.

20.06.2023

Index: Yes/No

Speaking order/Non-speaking order

Internet: Yes/No

Neutral Citation: Yes/No

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Note: Issue Order Copy Today (20.06.2023)



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M.S.RAMESH,J.

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To

- 1.The Joint Director HSS,
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