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W.P.No.17168 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.06.2023

CORAM:

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

**W.P.No.17168 of 2023**

M.E.Seetha

... Petitioner

Vs

1.The Director,  
Public Health and Preventive Medicine,  
Teynampet,  
Annasalai, Chennai-18.

2.The Deputy Director,  
Public Health and Preventive Medicine,  
Tiruvallur.

3.The Medical Officer,  
Government Primary Health Center,  
Veliyagaram,  
Pallipattu Taluk,  
Tiruvallur District.

... Respondents

**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to give employment to the petitioner on compassionate ground in the third respondent Primary Health Centre or any other place in the Tiruvallur District.



W.P.No.17168 of 2023

For Petitioner : Mr.R.Balaramesh

For Respondents : Mr.P.Baladhandayutham,  
Special Government Pleader

**ORDER**

Heard Mr.R.Balaramesh, learned counsel for the petitioner and Mr.P.Baladhandayutham, learned Special Government Pleader for the respondents.

2.The petitioner herein had given a representation to the respondents on 17.09.2022 for compassionate appointment. 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 invoking its extraordinary powers under Article 226 of the Constitution



W.P.No.17168 of 2023

WEB COPY

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 respondents herein to consider the petitioner's representation dated 17.09.2022, on its own merits and pass appropriate orders in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

5.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 respondents to consider the same on its own merits.

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

No costs.

**09.06.2023**

Index:Yes/No

Speaking order/Non-speaking order

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WEB COPY



W.P.No.17168 of 2023

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

vga

To

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