



W.P.No.18973 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27.06.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.18973 of 2023

A.Devadoss

...Petitioner

Vs

- 1.Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
Rep. by its Chairman cum Managing Director,
No.144, Anna Salai, Chennai - 600 002.
- 2.Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
Rep. by its Secretary,
No.144, Anna Salai, Chennai - 600 002.
- 3.Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
Rep. by its Chief Engineer (Personnel),
No.144, Anna Salai, Chennai - 600 002.
- 4.Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
Rep. by its Chief Engineer
(North Chennai Thermal Power Station I),
Athipattu, Chennai - 600 120.

...Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 2nd respondent to dispose of the petitioner's representation dated 09.06.2023.

For Petitioner : Mr.N.G.R.Prasad
for Mr.V.Stalin

For Respondents : Mr.K.Rajkumar,
Standing Counsel

ORDER

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

2. The petitioner herein had given a representation to the second respondent on 09.06.2023, seeking for fixation of time scale of pay for the post of Labour Welfare Officer on par with Industrial Relation officer. The said representation has not been considered till date. Hence, the petitioner has approached this Court by way of this Writ Petition.

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



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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 of the 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 second respondent herein to consider the petitioner's representation dated 09.06.2023, 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. It is made clear that this Court has not expressed any of its views with regard to the merits of the claim made by 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.

27.06.2023

Index: Yes/No
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M.S.RAMESH,J.

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To

- 1.The Chairman cum Managing Directir,
Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
No.144, Anna Salai, Chennai - 600 002.
- 2.The Secretary,
Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
No.144, Anna Salai, Chennai - 600 002.
- 3.The Chief Engineer (Personnel),
Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
No.144, Anna Salai, Chennai - 600 002.
- 4.The Chief Engineer
(North Chennai Thermal Power Station I),
Tamil Nadu Generation and
Distribution Corporation, (TANGEDCO),
Athipattu, Chennai - 600 120.

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