



WEB COPY



W.P.No.19111 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.19111 of 2023
and W.M.P.No.18368 of 2023

K. Sathishkumar

... Petitioner

Vs.

The Revenue Divisional Officer,
Gobichettipalayam.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records connected with the Ref.8188/2022/B1 dated 11.09.2022 passed by the respondent and quash the same and consequently direct the respondent to reinstate the petitioner into service.

For Petitioner : M/s.S. Ilamvaludhi

For Respondents : Mr.S. Rajesh,
Government Advocate

ORDER

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



W.P.No.19111 of 2023

WEB COPY

2. On the ground of prolonged suspension, the petitioner herein seeks for interference to the suspension order. In this regard, the petitioner has given representation to the respondent on 08.06.2023, seeking to review and revoke the suspension order. Since there was no further progress, 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 respondent 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.

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



W.P.No.19111 of 2023

08.06.2023, on its own merits and pass appropriate orders in accordance with law, within a period of four (4) 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 of the petitioner and that it is open to the respondent to consider the same on its own merits.

5. With the above direction, the Writ Petition stands disposed of. No costs. Connected miscellaneous petition is closed.

27.06.2023

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes/No

Neutral Citation: Yes/No

Sni

To

The Revenue Divisional Officer,
Gobichettipalayam.



WEB COPY



W.P.No.19111 of 2023

M.S.RAMESH,J.

Sni

W.P.No.19111 of 2023

27.06.2023