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W.P.No.20475 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21..07..2023

Coram

THE HON'BLE MR JUSTICE N.SATHISH KUMAR

Writ Petition No.20475 of 2023

K.Saraswathi

..... Petitioner

-Versus-

- 1.The District Manager and Sub Collector,
TASMAC Limited, IMFS Depot,
Krishnapuram Village,
Thummakurichi Post,
Namakkal District 637 003.
- 2.The Manager, (P&GS),
Group Gratuity Cash Accumulation Scheme,
P & GS Department, Chennai D-O-1,
3rd Floor, LIC Building,
No.102, Anna Salai, Chennai 600002.
- 3.The Manger (P&GS),
Pension and Group Scheme Department,
Life Insurance Corporation of India,
3rd Floor, LIC Building,
No.102,Anna Salai, Chennai 600 002.

..... Respondents

Petition filed under Article 226 of The Constitution of India, praying to issue a Writ of Mandamus, directing the respondents 2 and 3 to consider the representation of the petitioner dated 01.03.2023 within a time frame to be fixed by this court.



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For Petitioner : Mr.K.S.Vivekanandam

For Respondents : Mr.M.Sekar for R1

No Appearance for RR2 & 3.

ORDER

This writ petition has been filed seeking a writ, in the nature of mandamus, directing the respondents 2 and 3 to consider the representation of the petitioner dated 01.03.2023 requesting for terminal benefits payable to her on account of the death of her son – K.Selvakumar who was working as Salesman in TASMACH shop at Paramathi Velur in Namakkal and died on 03.10.2018 while he was in service due to illness.

2. Heard both sides.

3. The grievance of the petitioner is that the respondents have not settled the retirement benefits payable to her on account of the death of her son, the government servant despite repeated requests. In fact, her representation dated 01.03.2023 to the respondents has not been considered so far.

4. The learned standing counsel for the 1st respondent TASMACH on instructions submitted that except gratuity all other amounts had been settled to the petitioner and it is for the respondents 2 and 3, who are competent authorities, to consider the same.



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5. Service of notice is awaited on respondents 2 and 3. There is no representation for the respondents 2 and 3 despite service of private notice. 6.

In the light of the above position and considering the nature of the relief sought for , without going into the merits of the claim of the petitioner, this court directs the respondents 2 and 3 to consider the representation of the petitioner dated 01.03.2023 and settle the benefits whatever payable and due to the petitioner within a period of one month from the date of receipt of a copy of this order.

This writ petition is disposed of accordingly with the above directions. No costs.

21..07..2023

Index : yes / no
Neutral Citation : yes / no
Speaking / Non Speaking Order
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To

- 1.The District Manager and Sub Collector, TASMAC Limited, IMFS Depot, Krishnapuram Village, Thummakurichi Post, Namakkal District 637 003.
- 2.The Manager, (P&GS), Group Gratuity Cash Accumulation Scheme, P & GS Department, Chennai D-O-1, 3rd Floor, LIC Building, No.102, Anna Salai, Chennai 600002.
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N.SATHISH KUMAR.J.,

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