



W.P.No.28406 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.11.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

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1. P.Babu
2. S.Hari Krishnan
3. S.Ali Akbar
4. N.Sri Mani
5. Krishnan Rajaiah
6. Karnan
7. Kodiswaran
8. R.Nandha Kumar
9. R.Venkatesh Kumar
10. V.Venkatesan
11. T.Sekar
12. A.Venashkumar
13. Eugenevictor R
14. A.Melkuse



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15. S.Sudhakar
16. Deva Doss R
17. John Peter Savarimuthu
18. M.Vigneshwaramurthy
19. Thirumurugan A
20. P.Balamurugan
21. Sivakumar A
22. Rajesh L
23. Ramakrishnan M
24. Krishnavel P
25. Manimaran R
26. Sivakumar S
27. Pandian S.M.
28. Selvam V
29. Umayavel V
30. Vijayakumar
31. Mathivanan A
32. P.Kumaravel
33. V.Srinivasan



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34. Bharath
35. S.Kumar
36. Sanjai Gandhi M
37. Jothi
38. P.Parthiban
39. Venkatesan S
40. Ramesh N
41. Kalippan
42. R.Subramanyam
43. Kumar
44. Thamilselvan P
45. M.Devaraj
46. Murugan
47. Thanislass S
48. Ananth
49. Rajesh R
50. Subramanian K
51. Siva .T



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52. Ayyappan A
53. Shivaji K
54. Ram Kumar
55. Perumal K
56. Jothi Sagaya Arokiaraj Susai
57. B.Vetrivelan
58. Thirupathi
59. Jayakumar R
60. Jayakumar V
61. R.Shivanantham
62. Natesan
63. Munichoodan M
64. Kuppan Kannan
65. Rajamani G
66. Anbalagan .A
67. Govindaraju .K
68. Marimuthu .A
69. A.Venkatesan
70. Sakthi Vel .I



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71. V.Srinivasan

72. Raja P

73. Thangavel Pachamuthu Goundar

74. Arockia Edmond Raja

75. Aravindhan Subramaniyan

76. V.Sambath Kumar

...petitioners

Vs

1. The Principal Controller of Accounts (Pension)
Draupadi Ghat
Near Sadar Bazar
Prayagraj, Uttar Pradesh 211 001.

2. The Chairman
State Bank of India
State Bank Bhavan
16th Floor Madam
Cama Road, Mumbai - 400 021.

3. The Chief General Manager
State Bank of India
Local Head Office
10, 10 College Road
Thousand Lights West,
Thousand Lights, Chennai-600 006.

4. The Assistant General Manager
State Bank of India
Centralised Pension Processing Centre
112/4 Kalliamman Koil Street
Virugambakkam,
Chennai-600 092.

...Respondents



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Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents herein to pay Dearness Allowance on Pension.

For petitioners : Mr.K.Rathinavel
For Respondents : Mr.AR.L.Sundaresan
Assistant Solicitor General for R1
Mr.K.Chandrasekaran
for R2 to R4

ORDER

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

2. The petitioners herein has given a representation to the respondents on 25.08.2023, seeking to Pay Dearness Allowance to them. Since the said representation has not been considered till date, 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 them 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,



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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 respondents herein, to consider the petitioners' representation dated 25.08.2023, on its own merits and pass appropriate orders in accordance with law, as expeditiously as possible, preferably, within a period of three months 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 petitioners 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.

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Index: Yes/No

Speaking order/Non-speaking order

Neutral Citation : Yes/No

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To

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10, 10 College Road
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Chennai-600 006.
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State Bank of India
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M.S.RAMESH,J.

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