



W.P.No.30547 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.10.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

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V.Rajasekaran

... Petitioner

Vs.

1.The Senior Regional Manager,
TASMAC Limited,
Coimbatore District.

2.The District Manager -I (Retail Vending),
TASMAC Limited,
Coimbatore Region,
Coimbatore District.

3.The Supervisor,
TAMAC Limited,
Coimbatore North,
Coimbatore District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents to re-appoint me as a Bar Assistant or any other jobs under the respondents by considering my representation dated 01.09.2023 within a time frame.



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For Petitioner : Mr.G.Punniakoti

For Respondents : Mr.M.Sekar
Standing Counsel

ORDER

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

2. The petitioner herein had given representation to the respondents on 01.09.2023 seeking re-appointment as Bar Assistant under the respondent. Since the said representation has not yet been considered, the above 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 respondents 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



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Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct him to consider the same within a stipulated time.

4. In the light of the above observations, there shall be a direction to the first respondent herein to consider the petitioner's representation dated 01.09.2023 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 of the petitioner and that it is open to the second respondent to consider the same on its own merits.

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

No costs.

30.10.2023

Index: Yes/No

Speaking order/Non-speaking order

Neutral Citation: Yes/No

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M.S.RAMESH,J.

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To

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