



Writ Petition No.31485 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 6/1/2023

C O R A M

THE HONOURABLE MR.JUSTICE N. SATHISH KUMAR

Writ Petition No.31485 of 2022

Thiru Fabrication
rep. By its Proprietor
Mr.Thiruvarasan
Cuddalore District.

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Petitioner

Vs

1. The District Collector
Thiruppur District
Thiruppur.
2. The Block Development Officer
Panchayat Union Office, Mulanur
Tiruppur District.
3. The Block Development Officer
Panchayat Union Office, Kundadam
Tiruppur District.
4. The Block Development Officer
Panchayat Union Office, Tiruppur
Tiruppur District.
5. The Block Development Officer
Panchayat Union Office, Kangeyam
Tiruppur District.



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6. The Block Development Officer
Panchayat Union Office, Pongalur
Tiruppur District.
7. The Block Development Officer
Panchayat Union Office, Gudimangalam
Tiruppur District.
8. The Block Development Officer
Panchayat Union Office, Udumalpet
Tiruppur District.
9. The Block Development Officer
Panchayat Union Office, Palladam
Tiruppur District.
10. The Block Development Officer
Panchayat Union Office, Uthukuli
Tiruppur District.
11. The Block Development Officer
Panchayat Union Office, Avinashi
Tiruppur District.

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Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus to direct the respondents to settle the outstanding amount a sum of Rs.26,83,970/- (Rupees Twenty six lakhs eighty three thousand nine hundred and seventy only) to the petitioner towards the supply of materials to the Panchayat.

For Petitioner

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Mr.S.Lakshmanasamy

For respondents

...

Mr.V.Nanmaran

Additional Government Pleader
for R.1.



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Mr.P.Ganesan
for R.R.2 and 3.
Mr.M.Alagu Gautham
Government Advocate
for R.R.4 and 9.
Mr.Veda Bagath Singh
Special Government Pleader
for R.R.5 and 6.
Mr.S.Ravichandran
Additional Government Pleader
for R.R.7 and 8
Mr.C.Selvaraj
Additional Government Pleader
for R.R.10 and 11.

ORDER

This writ petition has been filed to direct the respondents to settle an outstanding amount a sum of Rs.26,83,970/- (Rupees Twenty six lakhs eighty three thousand nine hundred and seventy only) to the petitioner towards the supply of materials to the Panchayat.

2. The case of the petitioner is that based on the confirmation letter, dated 14/9/2016, issued by the first respondent, the petitioner had supplied materials to various Panchayats. Even after completion of work, respondents 2 to 11 have not remitted the entire amount. Hence, the petitioner had submitted many representations to the respondents, to remit the balance amount of Rs.26,83,970/-. Since the same has not been considered so far,



the petitioner has come forward with the instant writ petition, praying for the relief as stated therein.

3. Heard Mr.S.Lakshmanasamy, learned counsel for the petitioner, Mr.V.Nanmaran, learned Additional Government Pleader for the first respondent, Mr.P.Ganesan, learned Government Advocate for the respondents 2 and 3, Mr.M.Alagu Gautham, learned Government Advocate for the respondents 4 and 9, Mr.Veda Bagath Singh, learned Special Government Pleader for the respondents 5 and 6, Mr.S.Ravichandran, learned Additional Government Pleader for the respondents 7 and 8 and Mr.C.Selvaraj, learned Additional Government Pleader for the respondents 10 and 11.

4. Mr.P.Ganesan, learned Government Advocate, appearing for the second and third respondents, filed a counter, wherein, it is stated that proposal are in progress. The proposal is pending favourable consideration with Joint Director, DRDA, who is competent to disburse the amount in favour of the petitioner with respect to the works completed by him. Once the second respondent receives the payments from the competent authority, the same will be handed over to the petitioner by way of cheques.



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5. The learned Government Advocate appearing for the respondents 2 and 3 submitted that status of the payments, as aforesaid has already been communicated to the petitioner. In spite of knowing the above, the petitioner has rushed to this Court, by way of this writ petition.

6. The amount due is not disputed by the respondents. Statements made in the counter are recorded. Considering the stand taken by the respondents, there shall be a direction to the respondents to pay the respective amounts due to the petitioner, for the works completed by him, with regard to the supply of materials to the concerned Panchayats, within a period of two months, from the date of receipt of a copy of this order.

7. With the above direction, this writ petition is disposed of. No costs.

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mvs.

Index : Yes / No

Internet: Yes

Speaking/non speaking order

Neutral Citation: Yes/No

Note: Issue order copy on 9/1/2023



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To



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N.SATHISH KUMAR,J
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