



WEB COPY



W.P.No.30933 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.10.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.30933 of 2023

R. Gokula Kannan

...

Petitioner

Vs.

- 1.The Chairman and Managing Director,
Tamil Nadu Electricity Board Limited,
6th Floor, TANTRANSCO Building,
144 Anna Salai, Chennai – 600 002.
Tamil Nadu, India.
- 2.The Secretary,
Tamil Nadu Electricity Board Limited,
9th Floor, NPKRR,
Maaligai, 144, Anna Salai,
Chennai – 600 002.
- 3.The Chief Engineer/Personnel,
Tamil Nadu Electricity Board Limited,
Eastern Wing 8th Floor,
NPKRR Maaligai, 144, Anna Salai,
Chennai – 600 002.
- 4.The Chief Engineer,
Transmission Plan-1,
Tamil Nadu Transmission Corporation Limited,
T.V.K. Industrial Estate,



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Guindy, Chennai – 600 032.

5.The Superintending Engineer,
General Construction Circle,
TANTRANSO Ltd.,
K.N. Colony, Udayapatty,
Salem – 636 014.

6.The Senior Sport Officer,
Tamil Nadu Electricity Board Limited,
Ground Floor, NPKRR,
Maaligai, 144, Anna Salai,
Chennai – 600 002.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 2nd respondent to consider the petitioner's representation dated 29.08.2023 seeking permission for special casual leave.

For Petitioner : M/s.J. Sudhakaran

For Respondents : Mr.K. Ravikumar,
Standing Counsel

ORDER

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



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2. The petitioner herein has given a representation to the second respondent on 29.08.2023, seeking permission for special casual leave. 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, 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 second respondent herein, to consider the petitioner's representation dated 29.08.2023, on its own merits and pass appropriate orders in



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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 concerned respondent to consider the same on its own merits.

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

No costs.

31.10.2023

Index: Yes/No

Speaking order/Non-speaking order

Internet: Yes/No

Neutral Citation: Yes/No

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