



WEB COPY



W.P.Nos.35168 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18.12.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.Nos.35168 of 2023

M.Selvaganesh

... Petitioner

Vs.

The Director General of Police,
Mylapore,
Chennai – 600 004.

... Respondent

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondent to consider the petitioner representation dated 02.06.2023 to include the petitioner's name in the list of Police Constable Selection in the year 2003 Batch Grade II P.Cs at the appropriate place and grant seniority with all other consequential benefits.

For Petitioner : Mr.M.S.Soundararajan

For Respondents : Mrs.V.Yamuna Devi
Special Government Pleader



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ORDER

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

2. The petitioner herein has given a representation to the respondent on 02.06.2023, seeking to include the petitioner's name in the list of Police Constable Selection in the year 2003 Batch Grade II P.Cs. 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.



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4. In the light of the above observations, there shall be a direction to the respondent herein, to consider the petitioner's representation dated 22.06.2023, on its own merits and pass appropriate orders in accordance with law, within a period of eight (08) 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.

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Index:Yes/No

Speaking order/Non-speaking order

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M.S.RAMESH,J.

gd

To

The Director General of Police,
Mylapore,
Chennai – 600 004.

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