



W.P.(MD).No.16821 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

RESERVED ON : 31.07.2023

PRONOUNCED ON : 21.08.2023

CORAM:

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD)No.16821 of 2023

B.Sundramoorthi

... Petitioner

Vs.

1.The Additional Chief Secretary / Commissioner
of Revenue Administration,
Chepauk,
Chennai – 600 005.

2.The District Collector,
Office of the Collectorate,
Virudhunagar District.

3.The District Revenue Officer,
Office of the District Revenue Officer,
Virudhunagar District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents to consider the representation of the petitioner dated 23.06.2023 for the inclusion of the petitioner to the panel to the post of Tahsildar and as per the proceedings of the second respondent in Na.Ka.No.A1/A-111/4/2022, dated 04.05.2023.



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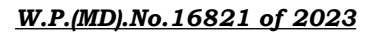
For Petitioner : Mr.S.Ramsundarvijayraj
For Respondents : Mr.P.Veera Kathiravan
Additional Advocate General
Assisted by
Mr.N.Muthu Vijayan
Special Government Pleader

ORDER

The present Writ Petition has been filed for issuance of a Writ of Mandamus, directing the respondents to consider the representation of the petitioner dated 23.06.2023 for the inclusion of the petitioner to the panel to the post of Tahsildar and as per the proceedings of the second respondent in Na.Ka.No.A1/A-111/4/2022, dated 04.05.2023.

2.Heard Mr.S.Ramsundarvijayraj, learned counsel appearing for the petitioner and Mr.P.Veera Kathiravan, learned Additional Advocate General appearing for the respondents and perused the materials available on record.

3.The petitioner was appointed in the cadre of Junior Assistant in the year 1997 and presently, he is working as a Special Tahsildar, ADW in Aruppukottai Taluk, Virudhunagar District. The name of the petitioner was not considered in the panel of Tahsildar, 2019,



4. It is needless to point out that whenever a representation is made to a Statutory Authority, there is a duty cast upon respondents to consider the same on its own merits and pass 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 the Court will be justified in invoking its extraordinary powers under Article 226 of the Constitution of India and direct them to dispose of the same within a stipulated time.



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5.Considering the facts and circumstances of the case, this Court, without expressing any opinion with regard to the merits of the claim made in the Writ Petition, directs the respondents to consider the representation of the petitioner, dated 23.06.2023 and pass appropriate orders on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order.

6.With the above direction, this Writ Petition is disposed of.
There shall be no order as to costs.

**21.08.2023
(2/3)**

NCC : Yes / No
Index : Yes / No
Internet : Yes
ps



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To

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of Revenue Administration,
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L.VICTORIA GOWRI, J.

ps

Pre-Delivery Order made in
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21.08.2023
(2/3)