



W.P(MD)No.30139 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.12.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.30139 of 2023

and

W.M.P.(MD)No.25978 of 2023

G.Senthil Kumar

... Petitioner

Vs.

- 1.The State of Tamil Nadu
Rep. by its Secretary,
Municipal Administration and Water Supply Department,
Secretariat,
Chennai.
- 2.The Director of Town Panchayat,
7th and 8th Floor,
Urban Administrative Building,
75, Santhome High Road,
R.A.Puram,
Chennai-600028.
- 3.The District Collector,
Thanjavur District,
Thanjavur.
- 4.The Assistant Director of Town Panchayat,
O/o. The District Collector,
Thanjavur District.
- 5.The Executive Officer,
Peravoorani Town Panchayat,
Thanjavur District.



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6.The Director,
Vigilance and Anti Corruption,
No.293, MKN Road,
Alandur,
Chennai-600 016.

7.The Deputy Superintendent of Police,
Vigilance and Anti Corruption,
Tamil University,
Thanjavur.

8.The Chairman,
Peravurani Town Panchayat,
Peravurani,
Thanjavur District.

9.Shanthi Sekar

10.N.Selvaraj

11.N.S.Sekar

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the respondents to take appropriate action including the initiation of disqualification proceedings as against the 8th respondent and other official respondents for causing loss to the exchequer of the Peravurani Town Panchayat and to launch criminal investigation for swindling the government money illegally within a time that may be stipulated by this Court.

For Petitioner : Mr.Ajmal Khan
Senior Counsel
for M/s.Ajmal Associates

For Respondents : Mr.Veerakathiravan
Additional Advocate General



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assisted by Mr.M.Siddharthan
Additional Government Pleader for R1 to R4
& R6 & R7

: Mr.M.Ramesh
Government Advocate for R5

ORDER

Heard the learned senior counsel appearing for the petitioner and the learned Additional Advocate General assisted by Additional Government Pleader appearing for the official respondents.

2. The petitioner is a contractor. Very serious allegations have been made against the 8th respondent who has been named in person as 9th respondent. Before this Court, two allegations were specifically put forth. The first allegation is that the contracts have been awarded by the local body (Peravurani Panchayat) in favour of the husband and father-in-law of the chair person. The petitioner states that he was awarded with one contract relating to construction of a culvert at pulikutti road. The petitioner specifically states that he did not carry out the contract work for the reason that the bridge was already in existence. While so, the work order was issued and the money was sanctioned and it has also been credited in the petitioner's account. The petitioner states that he is now being pressurized to withdraw the said amount and hand over to



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the 11th respondent. The petitioner states that he has already given a letter in this regard to the Karur Vysya Bank stating that the amount has been wrongly credited. These are serious allegations that definitely warrant enquiry.

3. The first respondent is directed to look into the petitioner's complaint dated 20.11.2023. The first respondent is directed to give personal hearing of exactly 10 minutes to the petitioner herein. Final order shall be passed on the petitioner's complaint on merits and in accordance with law within a period of twelve weeks from the date of receipt of a copy of this order. Since a direction has been passed at the admission stage itself without putting R8 to R11 on notice, the contentions of the petitioner on the one hand and the private respondents on the other are left open. The issue is left to the discretion of the first respondent. I make it clear that I have not gone into the merits of the matter.

4. The Writ Petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

18.12.2023

Index : Yes / No

Internet : Yes/ No

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NOTE: Issue Order Copy on 22.12.2023.

To



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G.R.SWAMINATHAN, J.



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