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W.P.No.3894 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.10.2024

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.3894 of 2021

1.M.R.Gandhi
2.M.Narayanasami
Petitioners

...

Vs.

1.The State of Tamilnadu,
Rep. By its Secretary to Government,
Rural Development,
Fort St.George,
Secretariat,
Chennai 600 009
2.The Director,
Rural Development and Panchayat Raj,
Panagal Maligai, Saidapet, Chennai
3.The District Collector,
Tiruvannamalai,
Tiruvannamalai District
4.The District Project Officer,
MGNEGS Scheme,
Rural Development – Agency,
Tiruvannamalai
5.The Block Development Officer,
Chetpet,
Chennai

... Respondents

PRAYER: Writ Petition is filed under Article 226 of Constitution of



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India praying to issue a writ of mandamus directing the respondents to consider the representation dated 04.01.2021 of the Panchayat President and Executive Officers and initiate action in accordance with the representation of the petitioner and implement the scheme as per the provisions of the scheme in order to give benefit for all the villages of Chetpet Panchayat Union.

For Petitioners : Mr.AR.Karthik Lakshmanan

For Respondents

For R1 to 4 : Mr.V.Manoharan,
Additional Government Pleader

For R5 : Mr.A.Selvendran

ORDER

This writ petition has been filed for direction to the respondents to consider the representation submitted by the petitioner seeking implementation of schemes as per the provisions of the scheme by name Mahatma Gandhi National Rural Employment Guarantee Scheme.

2. Heard, the learned counsel appearing on either side.



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3. On perusal of the counter filed by the respondents 4 and 5 revealed that Mahatma Gandhi National Rural Employment Guarantee Scheme guarantees 100 days of financial year to every household whose adult members volunteer to do unskilled manual work. It has been followed day by day and it is implemented without fail. Further by the proceedings dated 30.06.2020, work order has been issued for construction of concrete pavement work at Thumbur Village Panchayat. Another work order was also issued by the fifth respondent by the proceedings dated 30.06.2020 for construction of paver block work at Thumbur Village Panchayat at the cost of 3.36 lakhs. By the proceedings dated 30.06.2020, the fifth respondent issued work order for construction of culvert, minor bridges and bed level causeway, piped causeway etc at the cost of Rs.7.98 lakhs. The specific case of the petitioner is that in the year 2020-21, after the panchayat presidents and officers were elected, grama sabha was held and works were identified and sent to the officers under the third respondent. There was no local body and Presidents for the past three years and as such, they have not given equal importance to all rural villages and without considering the allotment of works of each



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village and the job cards issued in each village had only selected two villages i.e. Pernnampakkam and Mansurahad. However, other villagers were not selected. 75% of the funds were spent for selective villages.

4. In view of the above, respondents are directed to implement the schemes as per the provisions of the Mahatma Gandhi National Rural Employment Guarantee Scheme in order to give benefit for all the village of Chetpet Panchayat Union in accordance with law.

5. With the above direction, this writ petition is disposed of.
There shall be no order as to costs.

Neutral citation: Yes/No
Index: Yes/No
Speaking/Non-speaking order
lok

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To

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