



W.P.(MD).No.3081 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 13.02.2024

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THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.P.(MD).No.3081 of 2024

Isnowar

... Petitioner

Vs

The District Educational Officer,
District Education Office,
Kumbakonam Educational District,
Thanjavur District.

... Respondent

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondent herein to consider petitioner's representation, dated 11.10.2023 and to provide the monthly conveyance allowance as per the G.O.Ms.No.236, dated 01.06.2009 within the stipulated time period fixed by this Court.

For Petitioner : Ms.M.Viji

For Respondents : Mr.M.Sarangan
Additional Government Pleader



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persons. Hence, the petitioner is eligible to get the said allowance as per the aforesaid G.O. In this regard, the petitioner sent a detailed representation, dated 11.10.2023 to provide him with conveyance allowance in terms of aforesaid G.O. However, the same was not considered. Hence, this writ petition came to be filed.

5. 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 the respondent 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 the respondent to consider the same within a stipulated time.

6. Considering the limited scope of the relief sought for by the petitioner, without going into the merits of the case, this Court hereby direct the respondent to consider the representation of the petitioner, dated 23.11.2022 in line with G.O.Ms.No.236, dated 01.06.2009 and pass appropriate order in



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accordance with law, within a period of twelve (12) weeks, from the date of receipt of a copy of this order.

7. With the above direction, this writ petition stands disposed of.

There shall be no order as to costs.

13.02.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes
PNM

To
The District Educational Officer,
District Education Office,
Kumbakonam Educational District,
Thanjavur District.



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L.VICTORIA GOWRI, J.

PNM

ORDER IN
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13.02.2024