



W.P.(MD)Nos.9174 to 9177 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.04.2024

CORAM

THE HONOURABLE MS JUSTICE R.N.MANJULA

W.P.(MD)Nos.9174 to 9177 of 2024

C.Santhakumari ... Petitioner in W.P.(MD)No.9174 of 2024

R.Sundara Kumarasen ... Petitioner in W.P.(MD)No.9175 of 2024

A.Harikumar ... Petitioner in W.P.(MD)No.9176 of 2024

S.Emmi Ammal ... Petitioner in W.P.(MD)No.9177 of 2024

Vs.

1.The State of Tamil Nadu,

Represented by its Additional Chief Secretary to Government,
Co-operative Food and Consumer Protection Department,
Secretariat,
Chennai.



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2.The Secretary,

Y198- Vencode Primary Agriculture Co-operative Credit Society,
Vencode Post,
Kanyakumari District.

... Respondents

COMMON PRAYER: Writ Petitions filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the second respondent to consider the representations dated 01.03.2024, 01.03.2024, 04.03.2024 and 05.03.2024, respectively, and to pay an amount of Rs.16,000/- for the lapse period of 16 months from 22.02.2021 to 21.05.2022 as per G.O.(MS).No.22 of Co-operative Food and Consumer Protection (CN1) Department, dated 22.02.2021 with interest.

In all Writ Petitions

For Petitioners : Mr.G.Cenil

For Respondents : Mr.K.S.Selvaganeshan,
Additional Government Pleader



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4. 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 respondents 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. The failure on the part of the authority had prompted the petitioner to file these petitions for seeking relief through issuance of Writ of Mandamus. As the petitioners have made out a case for invoking the extraordinary powers of this Court under Article 226 of the Constitution of India, the respondents are required to be given with direction to consider the representation of the petitioners' within a specified time frame.

5. In the light of the above observations, these Writ Petitions are **disposed of** with a direction to the second respondent herein to consider the petitioners' representations 01.03.2024, 01.03.2024, 04.03.2024 and 05.03.2024, respectively, on its own



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merits and pass appropriate orders in accordance with law, within a period of six (6) weeks from the date of receipt of a copy of this order. It is made clear that this Court has not gone into the merits of the claim of the petitioners and it is open to the second respondent to consider the same on its own merits. No costs.

15.04.2024

NCC :yes/no

Index :yes/no

Internet:yes/no

RM



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R.N.MANJULA, J.

RM

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