



WP(MD) No.9911 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **23.04.2024**

CORAM:

THE HONOURABLE MS.JUSTICE R.N.MANJULA

W.P.(MD) No.9911 of 2024

S.Sugumari

... Petitioner

Vs.

1.The District Collector

Office of the District Collector,
Dindigul District.

2.The District Programme Officer,

Integrated Child Development Scheme (ICDS),
Dindigul District.

3.The Child Development Programme Officer,

Child Development Programme Office,
Natham Taluk,
Dindigul District.

... Respondents



WP(MD) No.9911 of 2024

WEB COPY

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus directing the 1st respondent to revoke the petitioner's suspension order in Na.Ka. No.94/A1/2022 dated 13.01.2022 and reinstate the petitioner into service as Anganwadi Helper in Nehru Nagar Anganwadi Centre Natham Taluk, Dindigul District and consequential direction to the respondents to disburse the arrears of subsistence allowance to the petitioner from the date of her suspension based on the petitioners representation dated 25.03.2024.

For Petitioner : Mr.S.Arjun

For Respondents: Mr.S.Shanmugavel

Additional Government Pleader

ORDER

The petitioner has filed this Writ Petition seeking a Writ of Mandamus directing the 1st respondent to revoke the



WP(MD) No.9911 of 2024

petitioner's suspension order in Na.Ka. No.94/A1/2022 dated 13.01.2022 and reinstate the petitioner into service as Anganwadi Helper in Nehru Nagar Anganwadi Centre Natham Taluk, Dindigul District and consequential direction to the respondents to disburse the arrears of subsistence allowance to the petitioner from the date of her suspension based on the petitioners representation dated 25.03.2024.

2. Heard Mr.S.Arjun, learned counsel for the petitioner and Mr.S.Shanmugavel, learned Additional Government Pleader for the respondents.

3. By consent of both parties, this Writ Petition is taken up for final disposal at the stage of admission itself.

4. The petitioner herein had given a representation to the respondents on 25.03.2024 seeking to revoke the suspension order dated 13.01.2022 passed by the first respondent and to



WP(MD) No.9911 of 2024

reinstate the petitioner in service as Anganwadi Helper. Since the said representation was not considered, the present writ petition has been 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 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 this petition for seeking relief through issuance of Writ of Mandamus. As the petitioner has 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 petitioner within a specified time frame.



WP(MD) No.9911 of 2024

WEB COPY

6. In the light of the above observations, there shall be a direction to the first respondent herein to consider the petitioner's representation dated 25.03.2024 on its own merits and pass appropriate orders in accordance with law, within a period of four 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 petitioner and it is open to the first respondent to consider the same on its own merits.

7. With the above direction, the Writ Petition stands **disposed of**. No costs.

23.04.2024

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

RM

Note : Issue Order copy on 24.04.2024



WP(MD) No.9911 of 2024

To
WEB COPY

- 1.The District Collector
Office of the District Collector,
Dindigul District.
- 2.The District Programme Officer,
Integrated Child Development Scheme (ICDS),
Dindigul District.
- 3.The Child Development Programme Officer,
Child Development Programme Office,
Natham Taluk,
Dindigul District.



WEB COPY



WP(MD) No.9911 of 2024

R.N.MANJULA, J.

RM

Order made in
W.P.(MD)No.9911 of 2024

23.04.2024