



W.P.(MD)No.18444 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 02.08.2024

CORAM:

THE HONOURABLE MS.JUSTICE R.N.MANJULA

W.P.(MD)No.18444 of 2024

Rajendran

... Petitioner

VS.

1.The District Collector,
Pudukottai, Pudukottai District.

2.The Deputy Commissioner of Labour,
The Deputy Commissioner of Labour Tribunal,
Trichirapalli.

3.Karuppaih

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the first respondent to recover the awarded amount with 12% interest from 19.10.2017 to till date from the third respondent under u/s 3(1) of the Revenue Recovery Act as per the orders passed by the second respondent dated 04.10.2023 and 29.9.2023 within the period that may be stipulated by this Court.

For Petitioner	: Mr.N.Kamesh
For R1 & R2	:Mr.J.Ashok
	Additional Government Pleader

ORDER

Heard Mr.N.Kamesh, learned counsel appearing for the petitioner and Mr.J.Ashok, learned Additional Government Pleader appearing for the respondents 1 and 2.



2. The petitioner has filed this writ petition seeking to direct the first respondent to recover the awarded amount with 12% interest from 19.10.2017 to till date from the third respondent under section 3(1) of the Revenue Recovery Act as per the orders passed by the second respondent dated 04.10.2023 within a stipulated time.

3. The petitioner has filed E.C.O.P.No.91 of 2022 before the second respondent Tribunal claiming compensation for the demise of his son in the accident that occurred on 03.01.2022. The second respondent Tribunal passed award dated 29.09.2023 for a sum of Rs.16,75,325/- along with interest at the rate of 12% per annum and the award amount ought to be paid by the third respondent within 30 days from the date of the award through Demand Draft in favour of the second respondent.

4. As the award amount is required to be recovered under revenue recovery, it is for the first respondent to initiate action. Since no action has been initiated so far, the petitioner has come up with this petition seeking a direction against the first respondent to initiate action for recovery of the award passed in his favour.



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5. Considering the limited prayer sought for in the writ petition, the writ petition is **disposed of** with a liberty to the petitioner to give a representation to the first respondent and on receipt of the same, the first respondent shall consider to take necessary action in order to execute the award dated 29.09.2023 and recover the same as expeditiously as possible. No costs.

02.08.2024

NCC: Yes/No

Index : Yes/No

Speaking/Non-Speaking order

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To

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Pudukottai,
Pudukottai District.

2.The Deputy Commissioner of Labour,
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R.N.MANJULA, J.

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