



W.P(MD)No.5056 of 2018

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.01.2024

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P(MD)No.5056 of 2018 and
WMP(MD) Nos.5023 & 5024 of 2018

M.Amirthavalli

... Petitioner

Vs

- 1.Union of India,
Rep by Its,
Secretary, Ministry of External Affairs,
South Block,
New Delhi -110 011.
- 2.The First Secretary(Cons),
Embassy of India, Villa No.19,
Street No.828, Area No.42,
Wadi Alneel,
Old Hilal Area,
P.O.Box No.2788,
Doha-Quatar..
- 3.The Commissioner Of Rehabilitation and Welfare of
Non Resident Tamils,
Ezhilagam, Chepauk,
Chennai -5.



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4.The District Collector,
Office of the District Collector,
Sivagangai District.

5.The Superintendent of Police,
Office of the Superintendent of Police,
Sivagangai District.

6.The Inspector of Police,
Ilayangudi Police Station,
Sivagangai District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondent Nos. 1 and 2 to take appropriate action to get compensation for the death of the petitioner's son by name M.Gopala Krishnan aged about 21 years holding passport in passport no.L 5681395 from Dogus company all Masilah Road, A1 Rayyan Road project P007-C2, P.O.Box 63785, Doha/Qatar, A1, Masulan Road, Qatar and also to get insurance money from the competent authority in Qatar and to provide the same to the petitioner.

For Petitioner	: Mr.S.Malaikani
For R1 & R2	: Mr.K.R.Laxman Senior Central Government Standing Counsel
For R3 & R4	: Mr.A.Baskaran Additional Government Pleader
For R5 & R6	: Mr.M.Vaikkam Karunanidhi Government Advocate



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3. Considering the relief sought for in this writ petition and considering the fact that the issue is pending from the year 2018, this Court, directed Mr.K.R.Laxman, learned senior standing counsel to take notice for the respondents and to get instructions from the respondents 1 & 2. Mr.K.R.Laxman, learned counsel has also obtained a written instructions from the Ministry of External Affairs, which reads as under:-

"Reference trailing mail on the subject mentioned above, since the death of Sh.Gopala Krishnan was due to suicide by hanging, no insurance money was payable to him. His leave salary and other dues have been handed over to the Madurai Police along with mortal remains by the Company representative. The Workmen's Compensation Act applies only in the case of death that occurs due to the accident during the performance of work. Heart attack, hanging or even accident during off duty hours is not covered."

4.In view of the above, this writ petition is closed. This Court places its appreciation to Mr.K.R.Laxman, learned counsel for getting necessary instructions within a short period of 10 days.



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Several similar writ petitions are also pending for want of instructions from the concerned Departments. The counsel, who are representing the State have to take some initiatives to get proper instructions from the Departments for the persons like the petitioner. No costs. Consequently, connected Miscellaneous Petitions are closed.

19.01.2024

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



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B.PUGALENDHI, J.

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Order made in
W.P(MD)No.5056 of 2018 and
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19.01.2024