



W.P.(MD)No.19800 of 2021

WEB COPY **BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

DATED: 08.09.2025

CORAM

THE HON'BLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD)No.19800 of 2021

K.Tamilselvi

: Petitioner

Vs.

1.The Deputy Registrar,
Public Distribution Scheme,
Pudukkottai.

2.The Joint Registrar,
Cooperative Societies,
Pudukkottai,
Pudukkottai District.

: Respondents

[2nd Respondent is impleaded vide order dated 08.09.2025 in W.M.P.
(MD)No.19800 of 2025]

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, issue a of a Writ of Certiorarified Mandamus, calling for the records of the respondent's impugned order in Na.Ka.No. 1350/2012/poovithi-1(2) dated 03.12.2020 and quash the same as



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illegal and consequently directing the respondent to pay the house rent allowances to the petitioner for the period from 01.09.2012 to 06.02.2019 as per Rule 53(1)(c) of the Fundamental Rules of the Tamil Nadu Government.

For Petitioner : Mr.D.Rameshkumar
For Respondents : Mr.C.Satheesh,
Government Advocate

ORDER

Under the impugned order dated 03.12.2020, the first respondent has rejected the petitioner's request to pay the house rent allowance from 01.09.2012 to 06.02.2019. However, the impugned order dated 03.12.2020 passed by the first respondent is a non-speaking order, since the contentions of the petitioner has not been considered. Further, it is also brought to the notice of this Court that the second respondent who has been newly impleaded as party respondent in this Writ Petition is the competent authority to consider the request of the petitioner for payment of house rent allowance from 01.09.2012 to 06.02.2019.

2.Learned Counsel for the petitioner would also submit that the impugned order passed by the first respondent can be quashed



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and the petitioner may be permitted to give fresh representation to the second respondent seeking for payment of house rent allowance from 01.09.2012 to 06.12.2019 and a direction may be issued to the second respondent to pass final orders on merits and in accordance with law on the said request, within a time frame to be fixed by this Court.

3.No prejudice will be caused if such a direction is issued, that too, when the impugned order passed by the first respondent is a non-speaking order. Hence, the impugned order dated 03.12.2020 passed by the first respondent is hereby quashed and the petitioner is permitted to send a representation to the second respondent, who is the competent authority for payment of house rent allowance as prayed for in this Writ Petition from 01.09.2012 to 06.02.2019, within a period of two [2] weeks from the date of receipt of a copy of this order. On receipt of such representation, the second respondent shall pass final orders on merits and in accordance with law on the said representation, within a period of six [6] weeks, thereafter.



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4. With the aforesaid direction, this Writ Petition is disposed of. There shall be no order as to costs.

08.09.2025

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



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ABDUL QUDDHOSE., J.

MR

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