



WP(MD)No.13694 of 2022

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **30.06.2022**

CORAM:

THE HONOURABLE **MR.JUSTICE M.S.RAMESH**

W.P.(MD)No.13694 of 2022

T.Ananthperiyasamy

... Petitioner

/vs./

1.The Director,
Director of Technical Education,
Directorate of Technical Education,
Chennai-600 025.

2.The Principal,
The Government Polytechnic College,
Thoothukudi,
Thirunelveli District-628 001.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the first respondent to consider the representation, dated 10.08.2021 submitted by the petitioner to the first respondent within a time frame fixed by this Court.

For Petitioner : Mr.D.Srinivasaragavan

For Respondents : Mr.A.Kannan
Additional Government Pleader



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ORDER

By consent of both the parties, this writ petition is taken up for final disposal.

2. The petitioner herein had given a representation to the first respondent on 10.08.2021 seeking for appointment as full-time Lecturer/Assistant Professor on contract basis with Consolidated pay. Since the said representation was not considered, the present writ petition has been filed.

3. 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 and hence, this Court will be justified in invoking its extraordinary powers under Article 226 of Constitution of India and direct them to consider the same within a stipulated time.



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4. In the light of the above observations, there shall be a direction to the first respondent to consider the petitioner's representation dated 10.08.2021, after giving due opportunity to any person who may be affected, while such consideration, on its own merits and pass appropriate orders in accordance with law, within a period of three (3) months from the date of receipt of a copy of this order. It is made clear that this Court has not expressed any of its views with regard to the merits of the claim of the petitioner and that it is open to the concerned respondent to consider the same on its own merits.

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

30.06.2022

Index : Yes / No
Internet : Yes / No
btr/TM

To

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M.S.RAMESH, J.

btr/TM

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