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W.P.No.8852 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.04.2025

CORAM :

THE HONOURABLE MR. JUSTICE M.S. RAMESH
and
THE HONOURABLE MR. JUSTICE N.SENTHILKUMAR

W.P.No.8852 of 2024
and W.M.P.Nos.9851 and 9854 of 2024

1.Dr.Prabu Seenivasan
Consultant Microbiologist (NTEP)
Department of Bacteriology
National Institute for Research in Tuberculosis (ICMR)
Chennai 600 031

2.Dr.R.Radhakrishnan
Consultant Microbiologist (NTEP)
Department of Bacteriology
National Institute for Research in Tuberculosis (ICMR)
Chennai 600 031

3.S.Hannah
Senior Lab Technician (NTEP)
Department of Bacteriology
National Institute for Research in Tuberculosis (ICMR)
Chennai 600 031

4.T.Kannadhasan
Senior Lab Technician (NTEP)
Department of Bacteriology
National Institute for Research in Tuberculosis (ICMR)
Chennai 600 031

... Petitioners

Vs.



W.P.No.8852 of 2024

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1.The Central Administrative Tribunal
Chennai Bench
Rep. by its Registrar
Additional City Civil Court Building
High Court Campus, Chennai 600 104

2.Union of India
Rep. by its Secretary
Ministry of Health & Family Welfare
Department of Health Research
New Delhi

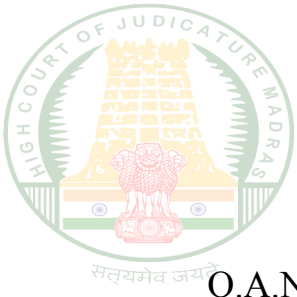
3.The Director General
Indian Council of Medical Research (ICMR)
Department of Health Research
(Ministry of Family Welfare)
V.Ramalingaswami Bhawan
P.O.Box No.4911, Ansari Nagar
New Delhi 110 029

4.The Deputy Director General (TB)
Ministry of Health and Family Welfare
2nd Floor, Jivan Vihar Welfare
No.3, Sansand Marg
New Delhi 110001

5.The Director
National Institute for Research in Tuberculosis - ICMR
No.1, Mayor Sathiyamoorthy Road
Chetpet, Chennai 600 031

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of Writ of Certiorari, calling for the records in connection with the impugned order passed by the 1st respondent in



W.P.No.8852 of 2024

O.A.No.276 of 2024, dated 05.03.2024 and quash the same.

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For Petitioner : Mr.D.Muthukumar
for Mr.Paul & Paul

For Respondents : Mr.K.Srinivasamurthy
Senior Panel Counsel - R3 to 5

CGC - R2
R1 Tribunal

ORDER

M.S.RAMESH, J.
AND
N.SENTHILKUMAR, J.

In the impugned order passed by the 1st respondent in O.A.No.276 of 2024, dated 05.03.2024, the Tribunal had directed the respondents herein to explore the possibility of reengaging the services of the four petitioners herein.

2.It is now brought to our notice that before the interim orders were passed, the respondents had outsourced the personnel in the year 2023 itself. While that being so, the respondents may not be in a position to explore the possibility of reengaging the petitioners' services. However, the main prayer in the original application (O.A.No.276 of 2024) is also



W.P.No.8852 of 2024

WEB COPY

for directions to the respondents to permit the petitioners to continue as Consultant Microbiologist (NTEP) and Senior Lab Technician (NTEP), which is under consideration before the Tribunal. If the petitioners are of the view that they have a right to seek for such a prayer, the same can be established before the Central Administrative Tribunal.

3.In the light of the above observations and findings, no effective orders can be passed in the present writ petition. The writ petition stands dismissed accordingly. The Tribunal shall endeavour to dispose of the original application in O.A.No.276 of 2024 as expeditiously as possible. No costs. Consequently, the connected miscellaneous petitions are closed.

[M.S.R, J.] [N.S, J.]
01.04.2025

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Index: Yes / No
Neutral Citation

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1.The Central Administrative Tribunal
Chennai Bench
Rep. by its Registrar

Page 4 of 6



W.P.No.8852 of 2024

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WEB COPY



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