

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30-06-2015

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

WRIT PETITION No.18231 of 2015

R.Gaurilakshmi

Minor

Rep. By her father and Natural
Guardian

Rajagopal

.. Petitioner

vs

1.The State of Tamil Nadu

Rep. By its Secretary
Health and Family Welfare Department
Secretariat, Chennai 600 009

2.The State of Tamil Nadu

Rep. By its Secretary
Higher Education Department
Secretariat, Chennai 600 009

3.The Secretary

Selection Committee
Directorate of Medical Education
No.162, Periyar EVR High Road
Kilpauk, Chennai 600 010

4.The Medical Council of India

New Delhi

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of declaration declaring that permitting/allowing students of previous years to apply for the MBBS/BDS Course for the academic year 2015-2016 is arbitrary, illegal and unconstitutional.

For Petitioner : Mr.K.C.Karl Marx

For Respondents : Mrs.P.Rajalakshmi
Government Advocate
for RR1 to 3

Mr.V.P.Raman for R4

ORDER

By consent, the writ petition itself is taken up for final disposal.

<https://hcservices.ecourts.gov.in/hcservices/> 2. The deponent of the affidavit filed in support of the writ petition, viz. the father of the petitioner-candidate, claims that his daughter wrote Higher Secondary Examination and secured 1081 out

of 1200 and her cut-off mark is 192.50 in respect of admission to MBBS Course 2015-2016, and the respondents are treating the students, who passed Higher Secondary Examination held during 2015, on par with the students, who passed such Examination held during the previous academic years, and the said treatment is discriminatory and violative of Article 14 of the Constitution of India and hence, the petitioner came forward with this writ petition.

3.The Court heard the submissions of the learned Counsel appearing for the petitioner, Mrs.P.Rajalakshmi, learned Government Advocate, who accepted notice on behalf of the respondents 1 to 3, and Mr.V.P.Raman, learned Standing Counsel, who accepted notice on behalf of the fourth respondent.

4.A Division Bench of this Court has declined to grant the similar relief vide common judgment dated 26.6.2015, made in W.A.No.842 of 2015 batch etc. In view of the same, the petitioner, who is similarly placed, is not entitled to the relief and accordingly, the writ petition is dismissed. No costs.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

nsv

To:

- 1.The Secretary to Government
Health and Family Welfare Department
Secretariat, Chennai 600 009
- 2.The Secretary to Government
Higher Education Department
Secretariat, Chennai 600 009
- 3.The Secretary
Selection Committee
Directorate of Medical Education
No.162, Periyar EVR High Road
Kilpauk, Chennai 600 010
- 4.The Secretary
Medical Council of India
New Delhi

+1cc to Mr.K.C.Kari Marx, Advocate, S.R.No.32336

+1cc to the Government Pleader, S.R.No.32600

SR(CO)
EU(14/07/2015)

W.P.No.18231 of 2015