



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08.04.2015

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR

AND

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

W.P. (MD) No.5149 of 2015 and M.P. (MD) No.1 of 2015

WEB COPY

A. MAYANDI, MADURAI DISTRICT ORGANIZING SECRETARY,
VIDHUTHALAI CHIRUTHAIGAL KATCHI,
NO.3/120, PILLAIYAR KOIL STREET,
MAXWORTH NAGAR, NAGAMALAI,
PUDUOKKOTTAI, MADURAI - 19.

.. Petitioner

Vs.

1. THE STATE OF TAMIL NADU,
REP. BY ITS SECRETARY TO GOVERNMENT,
PWD, FORT ST. GEORGE,
SECRETARIAT, CHENNAI - 9.
2. THE STATE OF TAMIL NADU,
REP. BY ITS SECRETARY TO GOVERNMENT,
PUBLIC WELFARE & HEALTH DEPARTMENT,
FORT ST. GEORGE,
SECRETARIAT, CHENNAI - 9.
3. THE DIRECTOR OF MEDICAL,
EDUCATION, KILPAUK, CHENNAI - 10.
4. THE DEAN,
GOVERNMENT RAJAJI HOSPITAL, MADURAI - 20.
5. THE EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT
(HOSPITAL BUILDING MAINTENANCE),
THALLAKULAM, MADURAI - 2.

.. Respondents

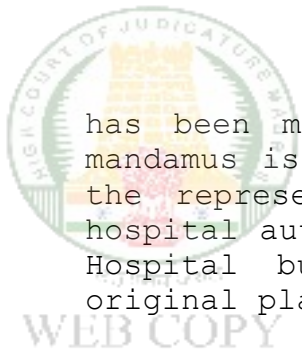
PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the Respondents herein to consider the representation dated 16.03.2015 of the Petitioner and forthwith restrain the Hospital authorities from permitting a canteen in the Ground Floor of the Hospital building and restore the Physiotherapy Department in the original place where it was functioning.

For Petitioner : Mrs.AL.Ganthimathi

For Respondents : Mr.K.Guru
Additional Government Pleader

O R D E R

(The order of the Court was made by S.MANIKUMAR, J.)



has been made by the petitioner. As it remained unanswered, writ of mandamus is sought for a direction directing the respondents to consider the representation dated 16.03.2015 and for an order to restrain the hospital authorities from permitting a canteen in the Ground Floor of the Hospital building and restore the Physiotherapy Department, in the original place, where it was functioning.

2. When the matter came up for admission, on instructions from the Executive Engineer, Public Works Department (Hospital Building Maintenance), Thallakulam, Madurai, respondent No.5, Mr.K.Guru, learned Additional Government Pleader submitted that the place is an apprehension in the mind of the petitioner for conversion as canteen, is used, only as an out patient ward and not for physiotherapy treatment. He further submitted that though the building has been demolished, further construction is stopped. He further submitted that it is the specific instruction of the Dean, Government Rajaji Hospital, Madurai and the Executive Engineer, Public Works Department (Hospital Building Maintenance), Thallakulam, Madurai, the respondent Nos.4 and 5, that there is no intention to use the said place for a canteen, in future. Submission of the learned Additional Government Pleader is placed on record. Assurance made to this Court, should be honoured.

3. Recording the above, this writ petition is disposed of. Consequently, connected Miscellaneous Petition is closed. No costs.

Sd/-

Assistant Registrar (Per Admn)

/True copy/

Sub Assistant Registrar

To

1. THE SECRETARY TO GOVERNMENT,
PWD, FORT ST. GEORGE, SECRETARIAT, CHENNAI - 9.
2. THE SECRETARY TO GOVERNMENT,
THE STATE OF TAMIL NADU,
PUBLIC WELFARE & HEALTH DEPARTMENT,
FORT ST. GEORGE, SECRETARIAT, CHENNAI - 9.
3. THE DIRECTOR OF MEDICAL, EDUCATION, KILPAUK, CHENNAI - 10.
4. THE DEAN, GOVERNMENT RAJAJI HOSPITAL, MADURAI - 20.
5. THE EXECUTIVE ENGINEER, PUBLIC WORKS DEPARTMENT
(HOSPITAL BUILDING MAINTENANCE),
THALLAKULAM, MADURAI - 2.

+1cc to M/S.AL.GANTHIMATHI, ADVOCATE IN SR : 17733

+1CC TO THE SPECIAL GOVERNMENT PLEADER, IN SR : 17841

Rj2

SR : 20.04.2015 : 2p/8c