

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.04.2016

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBBIAH

W.P.No. 13787 of 2016

and

WMP.Nos.12095 to 12097 of 2016

Dr. Keerthika.S.

No.19/1, VOC Street,

PRS Road, Chennimalai,

Erode.

.... Petitioner

Vs.

1. Government of Tamil Nadu,
Rep. by the Secretary to Government
Health and Family Welfare Department,
Fort. St.George, Chennai - 9.

2. The Director of Public Health
and Preventive Medicine,
No.359, Anna Salai, DMS Complex,
Chennai - 600 006.

3. The Director of Medical Education,
Kilpauk, Chennai - 600 010.

4. Medical Service Recruitment Board,
rep. by its Secretary,
7th floor, DMS building,
359, Anna Salai, Chennai - 600 006.

5. Tamilnadu Public Service Commission,
rep. by its secretary,
Frazer Birdge Road,
V.O.C. Nagar, Park Town,
Chennai,
Tamilnadu - 600 003.

6. The Secretary,
Selection Committee,
Director of Medical Education,
162, E.V.K.Periyarsalai,
Kilpauk, Chennai - 600 010.

7. Dr.Ratheesh Anandh. S.,
Exam No.54810 Rank 699,
Communication through
Secretary, Selection Committee
Director of Medical Education,
162, E.V.K.Periyar Salai,
Kilpauk, Chennai - 600 010.

8. Dr. Arul Venkadesh, G.,
Exam No.56105, Rank 745,
communication through
Secretary, Selection Committee
Director of Medical Education,
162, E.V.K. Periyar Salai,
Kilpauk, Chennai - 600 010.

... Respondents

Writ petition is filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus to call for the impugned order of list of selection and allotment dated 06.04.2016 issued by the 6th respondent so far as the 7th and 8th respondent to MD General Medicine Specialty course self financing seat Rajah Muthiah Medical College & Hospital (Annamalai University) under BC service, quash the same and direct the 6th respondent to allot the seat in MD General Medicine Specialty Course self financing seat Rajah Muthiah Medical College & Hospital (Annamalai University) under BC service to the petitioner.

For Petitioner : Mr.D.Prabhu Mukunth Arunkumar
For respondents : Mrs.P.Rajalakshmi,
Government Advocate
For R1

O R D E R

With the consent of both sides, the Writ Petition is taken up for final disposal.

2. The petitioner has come forward with the present Writ of Certiorarified Mandamus to call for the impugned order of list of selection and allotment dated 06.04.2016 issued by the 6th respondent so far as the 7th and 8th respondent to MD General Medicine Specialty course self financing seat Rajah Muthiah Medical College & Hospital (Annamalai University) under BC service, quash the same and direct the 6th respondent to allot the seat in MD General Medicine Specialty Course self financing seat Rajah Muthiah Medical College & Hospital (Annamalai University) under BC service to the petitioner.

3. Though very many contentions have been raised in this writ petition, at the time of arguments, the learned counsel for the petitioner submitted that it would be suffice, if the petitioner was considered as a service candidate in the light of the GO.(D).No.349, dated 29.02.2016 and G.O.No.726, dated 05.07.2013.

4. Heard the submissions of learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondents.

5. Considering the facts and circumstances, the petitioner is directed to give a fresh representation along with a copy of this order to sixth respondent within a period of two weeks, from the date of receipt of a copy of this order. On receipt of the same, the sixth respondent is directed to consider the same in the light of the GO.(D).No.349, dated 29.02.2016 and G.O.No.726, dated 05.07.2013 and pass appropriate order, within a period of six weeks thereon, after affording opportunity of personal hearing to the petitioner.

6. The writ petition is disposed of accordingly. Consequently, connected Miscellaneous Petitions are closed. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

To

1. Government of Tamil Nadu,
Rep. by the Secretary to Government
Health and Family Welfare Department,
Fort. St.George, Chennai - 9.

2. The Director of Public Health
and Preventive Medicine,
No.359, Anna Salai, DMS Complex,
Chennai - 600 006.

3. The Director of Medical Education,
Kilpauk, Chennai - 600 010.

4. Medical Service Recruitment Board,
rep. by its Secretary,
7th floor, DMS building,
359, Anna Salai, Chennai - 600 006.
 5. Tamilnadu Public Service Commission,
rep. by its secretary,
Frazer Birdge Road,
V.O.C. Nagar, Park Town,
Chennai,
Tamilnadu - 600 003.
 6. The Secretary,
Selection Committee,
Director of Medical Education,
162, E.V.K.Periyarsalai,
Kilpauk, Chennai - 600 010.
 7. Dr.Ratheesh Anandh. S.,
Exam No.54810 Rank 699,
Communication through
Secretary, Selection Committee
Director of Medical Education,
162, E.V.K.Periyar Salai,
Kilpauk, Chennai - 600 010.
 8. Dr. Arul Venkadesh, G.,
Exam No.56105, Rank 745,
communication through
Secretary, Selection Committee
Director of Medical Education,
162, E.V.K. Periyar Salai,
Kilpauk, Chennai - 600 010.
- +1 cc to Mr.D.Prabhu mukkunth Arunkumar Advocate sr.25517
+1 cc to M/s.Government Pleader vide sr.26336

सत्यमेव जयते

W.P.No.13787 of 2016

WEB COPY

aa29/04/2016