

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:01.09.2016

CORAM

THE HONOURABLE MR.JUSTICE M.JAICHANDREN

W.P.No.21711 2013

Dr.Asha.V.

..Petitioner

vs.

1. The Director
Directorate of Medical Education
Tamil Nadu Medical Service
Government of Tamil Nadu
Kilpauk, Chennai 600 010.

2. The Dean
Tirunelveli Medical College
Tirunelveli.

.. Respondents

Prayer: Writ Petition under Article 226 of the Constitution of India praying to issue a writ of mandamus, directing the respondents to refund the bond amount of Rs.10 lakhs paid by the petitioner in favour of the respondents.

For Petitioners : Mr.J.Ferozkhan
in all W.Ps.

For Respondents : Mr.K.Dhananjayan
in all W.Ps. Special Government Pleader

ORDER

Heard the learned counsels appearing on behalf of the petitioners, as well as the respondents.

2.This writ petition has been filed praying that this Court may be pleased to issue a WRIT OF MANDAMUS, directing the respondents, to refund the bond amount of Rs.10 lakhs, paid by the petitioner, in favour of the respondents.

3.Though various grounds have been raised in the affidavit filed in support of the writ petition, the learned counsel appearing for the petitioner has submitted that it would suffice, if the second respondent is directed to dispose of the

representation, dated 27.05.2013, submitted by the petitioner, on merits and in accordance with law, within a specified period.

4.The learned Special Government Pleader appearing on behalf of the respondents has no objection for such an order being passed by this Court.

5.In view of the submissions made by the learned counsels appearing on either side, the second respondent, is directed to dispose of the petitioner's representation dated 27.05.2013, regarding the refund of the bond amount, paid by the petitioner, in favour of the respondents, on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order, after giving an opportunity of hearing to the petitioner. The petitioner is directed to furnish a copy of her representation to the second respondent, along with a copy of this order. However, it is made clear that this Court, by this order, has not expressed any opinion on the merits of the matter.

6.This writ petition is disposed of, with the above direction. No costs.

Sd/-
Assistant Registrar(CS V)

//True Copy//

Sub Assistant Registrar

To

1. The Director
Directorate of Medical Education
Tamil Nadu Medical Service
Government of Tamil Nadu
Kilpauk, Chennai 600 010.

2. The Dean
Tirunelveli Medical College
Tirunelveli.

+11cc to M/S.J.Ferozkhan, Advocate Sr.49682
+1cc to the Government Pleader Sr.50190

W.P.No.21711 of 2013

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srg 21/09/2016