

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 23.03.2017

CORAM

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Writ Petition No.7154 of 2017

Dr.S.Gurushankar
President
Association of Health Care Providers India (AHPI)
T.N. Chapter
2/47, Melur Road
Uthangudi, Madurai
Tamil Nadu - 625 107 ... Petitioner

Versus

1. State of Tamil Nadu
Rep. by its Secretary
Health Department
Fort St.George
Chennai 600 009.
2. The Secretary
Ministry of Finance
Government of Tamil Nadu
Fort St. George
Chennai 600 009 .. Respondents

Petition filed under Article 226 of the constitution of India to issue a Writ of Mandamus directing the respondents to consider the representation given by the petitioner on 02.03.2017 and to take appropriate steps in accordance with law.

For Petitioner : Mr. S.R.Ramesh
For Respondents : Mr. S.V.Durai Solaimalai
Additional Government Pleader

O R D E R

This Writ Petition has been filed seeking for a direction to the respondent to consider the representation given by the petitioner on 02.03.2017 and to take appropriate steps in accordance with law.

<https://hcservices.ecourts.gov.in/hcservices/>

2. The case of the petitioner is that the petitioner, who is the President and Managing Trustee of Meenakshi Mission

Hospital and Research Centre, Madurai, gave the representation on 02.03.2017 to the first respondent on 02.03.2017, mainly to form a committee to determine the tariff for performing various procedures under CMCHIS scheme as the proposed tariff under the scheme fixed by the Government is meager taking into account the cost of medical or surgical procedures to be performed. According to him, when such a Committee is formed, to reconsider the existing tariff it will benefit the Government, hospitals as well as the people of Tamil Nadu. Since the representation did not evoke any response, the petitioner has come forward with this Writ Petition, seeking for the aforesaid relief.

3. Heard the learned counsel for the petitioner as well as the learned Additional Government Pleader appearing for the respondents.

4. Considering the limited scope of prayer sought for in this Writ petition, without going into the merits of the case, this Court directs the second respondent to consider and pass orders on the representation of the petitioner dated 02.03.2017 on merits and in accordance with law as without fixing the actual optimal cost the tariff cannot be fixed, after giving an opportunity of hearing to the petitioner and other persons concerned, within a period of four months from the date of receipt of a copy of this order. Accordingly, this Writ Petition is disposed of accordingly. No costs.

Sd/
Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1. The Secretary
Health Department
Fort St.George
Chennai 600 009.
2. The Secretary
Ministry of Finance
Government of Tamil Nadu
Fort St. George
Chennai 600 009

+1cc to Mr.S.Ramesh & M.A.Abdulwahab, Advocate SR.No.18541/17

+1cc to Government Pleader Sr.No.18667/17

WP No.7154 of 2017