

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.11.2017

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition No.28202 of 2017

B.Parasmal Jain

.. Petitioner

Vs.

The Director,
Institute of Mental Health,
(Kilpauk Mental Hospital)
Kilpauk, Chennai 600 010.

.. Respondent

PRAYER: Writ petition filed under Article 226 of the Constitution of India praying for issuance of Writ of mandamus to direct the respondent to consider the petitioner's representation dated 22.09.2017 and to issue the Certificate for Mental Retardation in the name of the petitioner's son, Kailash Kumar P.Jain, within a time to be fixed by this Court.

For Petitioner: Mr.G.Mohanakrishnan

For Respondents: Mr.A.Kumar
Special Government Pleader

O R D E R

The petitioner seeks for a mandamus directing the respondent to consider his petitioner's representation dated 22.09.2017, wherein and whereby he has sought for issuance of Certificate for Mental Retardation in the name of the petitioner's son, Kailash Kumar P.Jain. सत्यमेव जयते

2.Heard both sides.

3.It is stated by the petitioner that his son by name, Kailash Kumar P.Jain was diagnosed with "Moderate Mental Retardation with Chronic undifferentiated psychosis" by a Medical Report dated 11.08.2016. Therefore, the petitioner approached the respondent and filed the application on 22.09.2017 for issuance of the certificate, as stated supra.

4.The grievance of the petitioner is that the respondent has not considered his request so far. This Court, without expressing any view on the merits of the claim made by the

petitioner, directs the respondent to consider the said representation of the petitioner dated 22.09.2017 and pass orders on merits and in accordance with law, after conducting proper enquiry. Such exercise shall be done by the respondent within a period of four weeks from the date of receipt of a copy of this order. The writ petition is disposed of accordingly. No costs.

Sd/-
Assistant Registrar(CS-VI)

//True Copy//

Sub Assistant Registrar

vri

To

The Director,
Institute of Mental Health,
(Kilpauk Mental Hospital)
Kilpauk, Chennai 600 010.

+ 1 cc to M/s. G. Mohanakrishnan, Advocate SR.79131
+ 1 cc to Government Pleader SR.79347

W.P.No.28202 of 2017

AD(CO)
EU(06/12/2017)

सत्यमेव जयते

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