



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.04.2017

CORAM:

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

AND

THE HONOURABLE MR.JUSTICE P.VELMURUGAN

W.A. (MD) .No.142 of 2017

Arockiaraj

...Appellant/Petitioner

Vs.

1.The Joint Director,
Health and Rural Welfare and Family Welfare,
Theni @ Periyakulam,
Theni District.

2.Jesudass

... Respondents/Respondents

PRAYER: Writ Appeal is filed under Clauses 15 of Letters Patent to set aside the order, dated 07.12.2016 made in W.P.(MD).No.23752 of 2016.

Prayer in WP(MD)No.23752/2016:

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the 1st respondent to pass an order on the enquiry conducted by him vide his proceedings Na.Ka.No.10840/Confident/2016 dated 01.11.2016 within the stipulated time as fixed by this Hon'ble Court.

For Appellant : Mr.P.Banuprasath

For Respondent : Mr.S.Chandra Sekar for R1
Government Advocate
Mr.C.Ganesh Kumar
for R2

JUDGMENT

[Judgment of the Court was made by **T.S.SIVAGNANAM, J**]

The appeal is directed against the order dated 07.12.2016 in W.P.(MD).No.23752 of 2016, wherein the writ petition was filed to direct the first respondent herein to initiate action against the second respondent pursuant to an enquiry, which was conducted.

2. Admittedly, the appellant and the second respondent are closely related. The second respondent is the maternal uncle of the appellant's wife and it is admitted by the appellant that



there is a matrimonial discord between the appellant and his wife. The Writ Court rightly observed that the case is not a Public Interest Litigation. Therefore, no direction as sought for by the appellant could be granted.

3. Considering the facts and circumstances, we find no good grounds to entertain this appeal. Accordingly, the writ appeal is dismissed. No costs.

Sd/-

Assistant Registrar(CS-III)

/True Copy/

Sub Assistant Registrar

To

1.The Joint Director,
Health and Rural Welfare and Family Welfare,
Theni @ Periyakulam,
Theni District.

+1cc to Mr.C.Ganesh kumar,Advocate,SR.50006

+1cc to M/S THE SPECIAL GOVERNMENT PLEADER, SR.NO.50401

JUDGMENT MADE IN
W.A. (MD) .No.142 of 2017
04.04.2017

JIKR

kk/SKN RSK/18.04.2017-2P-4C