

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :02.04.2018

CORAM

THE HON'BLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.Nos.7481 to 7485 of 2018

Dr.Selvajothi Ranjitham S.P,
Tutor/Asst.Professor,
Department of Oral Pathology,
Government Dental College & Hospital,
Chennai - 3.

...Petitioner in WP.7481/2018

Dr.B.Porselvi
Asst. Surgen Dental Government Hospital
Thirumangalam Madurai District.

...Petitioner in WP.7482/2018

Dr.B.Anselm Justhius
Senior Resident - Dental Department of
Dental Surgery Government Thiruvannamalai
College & Hospital Thiruvannamalai.

...Petitioner in WP.7483/2018

Dr.R.Loganayagi
Senior Resident-Dental Department of Dental
Surgery Government Thiruvannamalai College
& Hospital Thiruvannamalai.

...Petitioner in WP.7484/2018

Dr.A.Pravin Kumar
Asst. Professor Department of Dental
Surgery Government Sivagangai Medical
College & Hospital Sivagangai Medical.

...Petitioner in WP.7485/2018

Vs

The Secretary to Government,
Government of Tamil Nadu,
Department of Health and Family Welfare
Fort St.George, Chennai-9.

...Respondent in All WP's

PRAYER in WP.7481/2018: Petition filed Under Article 226 of the Constitution of India to issue of Writ of Mandamus, to consider the petitioner's representation dated 26.02.2018 to granting study leave, sanction of salary and other service benefits to the petitioner from August 2012 to April 2015 on par with

benefits granted to MS, MD and other P.G. students, who had undergone P.G. Course in Private Colleges vide G.O.(Ms) 63/2017 dated 07.03.2017.

Prayer in WP.7482 of 2018: Filed under Article 226 of the constitution of India praying to issue a Writ of Mandamus to direct the respondent to consider the petitioners representation dated 11.12.2017 to granting study leave sanction of salary and other service benefits to the petitioner from 29.07.2012 to 28.07.2015 on par with benefits granted to MS MD and other P.G. Course who had undergone P.G. Course in Private Colleges vide G.O.(Ms) 63/2017 dated 07.03.2017 and pass such further order or orders.

Prayer in WP.No. 7483 of 2018 :Filed under Article 226 of the constitution of India praying to issue a Writ of Mandamus to direct the respondent to consider the petitioners representation dated 26.02.2018 to grant study leave sanction of salary and other service benefits to the petitioner from 28.07.2012 to 27.07.2015 on par with benefits granted to MS MD and other P.G. Course who had undergone P.G. Course in Private Colleges vide G.O.(Ms) 63/2017 dated 07.03.2017 and pass such further order or orders as this Hon'ble Court may deems fit.

Prayer in WP.No.7484 of 2018: Filed under Article 226 of the constitution of India praying to issue a Writ of Mandamus to direct the respondent to consider the petitioners representation dated 26.02.2018 to grant study leave sanction of salary and other service benefits to the petitioner from 28.07.2012 to 27.07.2015 on par with benefits granted to MS MD and other P.G. Students who had undergone P.G. Course in Private Colleges vide G.O.(Ms) 63/2017 dated 07.03.2017. and pass such further order as this Hon'ble Court may deems fit.

Prayer in WP.7485 of 2018 : Filed under Article 226 of the constitution of India praying to issue a Writ of Mandamus to direct the respondent to consider the petitioners representation dated 17.12.2017 to grant study leave sanction of salary and other service benefits to the petitioner from 28.07.2012 to 27.07.2015 on par with benefits granted to MS MD and other P.G. Students who had undergone P.G. Course in Private Colleges vide G.O.(Ms) 63/2017 dated 07.03.2017 and pass such further order or orders as this Hon'ble Court may deems fit.

For Petitioner : Mr.S.Packiaraj [in all WPs]

For Respondent : Mrs.P.Rajalakshmi [in all WPs]
Special Government Pleader

O R D E R

The relief sought for in this writ petition is to consider the petitioner's representation dated 26.02.2018 in respect of grant of study leave, sanction of salary and other service benefits to the petitioner from August 2012 to April 2015 on par with benefits granted to MS, MD and other P.G. students, who had undergone P.G. Course in Private Colleges vide G.O.(Ms) 63/2017 dated 07.03.2017.

2.The writ petitioner is now working as Assistant Professor/Tutor and his grievance is that his study leave, sanction of salary and other service benefits granted as per G.O.Ms.No.63 of 2017 dated 07.03.2017 to other candidates, are not granted to him.

3.The learned counsel appearing for the writ petitioner states that the respondent is discriminating the case of the writ petitioner in spite of the facts, the benefits of study leave, sanction of salary and other service benefits are granted in other set of candidates in G.O.Ms.No.63 of 2017 dated 07.03.2017.

4.However, the writ petitioner has submitted a representation in this regard to consider this case, in the light of the said Government Order and the same is yet to be disposed of.

5.Thus, without going into the merits of the matter, the respondent is directed to consider the representation submitted by the writ petitioner on 26.02.2018 and pass orders on merits and in accordance with law, within a period of 12 weeks from the date of receipt of a copy of this order.

6.The writ petitioner is directed to enclose a copy of the representation and the Government Orders along with the order passed by this court in this writ petition. Accordingly, this writ petition is disposed of. However, there is no order as to costs.

Sd/-

Assistant Registrar (CS VIII)

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Sub Assistant Registrar

maya/ggi

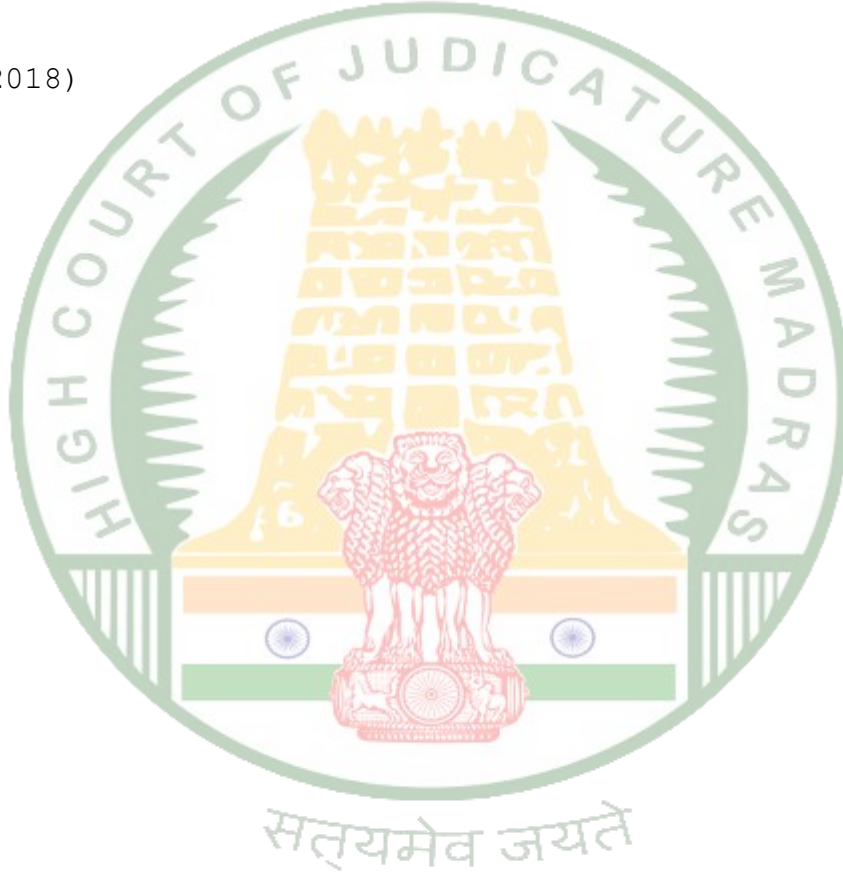
To

The Secretary to Government,
Government of Tamil Nadu,
Department of Health and Family Welfare
Fort St. George, Chennai-9.

+5cc's to Mr.S.Packiaraj, Advocate SR.No.24480 to 24484
+1cc to Government Pleader SR.No.24615

W.P.No.7481 to 7485 of 2018

EV(CO)
GN(17/04/2018)



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