



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.02.2018

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIYAM

W.P. (MD) No.47 of 2013

and

M.P. (MD) No.1 of 2013

S.Dhamayanthi

... Petitioner

Vs.

1.The Director of Medical and Rural Health
Services, Teynampet,
Chennai-600 006.

2.The Chief Medical Officer,
Government Hospital,
Melur,
Madurai. District.

3.The District Collector,
Madurai District,
Madurai.

4.Dr.Preme Kumar

5.Dr.Radha Krishnan

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari, to call for the records relating to the impugned order passed by the first respondent vide Ref.No.72885/E5/3/2012 dated 19.12.2012 read with the order bearing R.No.1258/E/2012 dated 27.12.2012 passed by the second respondent.

For petitioner : T.Antony Arul Raj

For R1 to R3 : Mr. R.Sethuraman

Special Government Pleader

O R D E R

The writ petitioner was holding the post of Lab Technician Grade-I and she was transferred from Government Hospital, Melur, Madurai District to Government Hospital, Ramanathapuram, Ramanathapuram District, in the existing vacancy. The learned counsel for the writ petitioner states that the order of transfer was issued on mala fide grounds and more specifically at the insistence of the respondents 4 and 5, who were working as a Chief Medical Officer and Chief Civil Surgeon respectively.



2. However, now after a lapse of 5 years, it is brought to the notice of this Court that the respondents 4 and 5 were transferred to some other places and therefore the grounds raised five years back, do not exist as of now. This apart, transfers being an incidental to service and the writ petitioner has continued in the same place for a considerable length of time. This Court is not inclined to consider other grounds raised in this writ petition.

3. Accordingly, this writ petition stands closed, however no order to costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CSI)

/True Copy/

Sub-Assistant Registrar

To

1.The Director of Medical and Rural Health
Services, Teynampet,
Chennai-600 006.

2.The Chief Medical Officer,
Government Hospital,
Melur,
Madurai. District.

3.The District Collector,
Madurai District,
Madurai.

+One cc to Mr.T.Antony Arul Raj, Advocate, SR.No.49845

+One cc to The Special Government Pleader, SR.No.49824

pnn

RL/6C/2P/SKN/RSK/SAR2/28/2/2018

ORDER MADE IN
W.P. (MD) No.47 of 2013