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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.12.2019

CORAM

THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN

W.P.No.13988 of 2018

R.Shanmugham

.. Petitioner

..Vs..

1.The State of Tamil Nadu,

Rep. By its

Additional Chief Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St. George,
Chennai - 600 009.

2.The State of Tamil Nadu,

Rep. By its

The Principal Secretary to Government
Health and Family Welfare Department,
Secretariat, Fort St. George,
Chennai - 600 009.

.. Respondents

3. Dean

Madras Medical college and
Government General Hospital,
E.V.R.Periyar Salai, park Town,
Chennai - 600 003.

4. State of Tamil Nadu represented by

Inspector of Police,
All Women Police Station,
Melmaruvathur.

5. State of Tamil Nadu

Rep. By

Inspector of Police,
Sunampedu Police Station,

6. Dean,

Dhanvantri Nagar,
JIPMER Hospital,
Gorimedu,
Pudcherry - 605 006.

...Respondents

PRAYER : Writ Petition filed Under Article 226 of the



Constitution of India praying to issue a Writ of Mandamus, directing respondents 1 to 3,

i) to award exemplary Non-economic damages for causing physical pain and mental pain to petitioner sum of Rs.50,00,000/- (fifty lakhs only)

ii) To award exemplary economic damages for loss of past and future earnings (lost earning capacity), losses such as past and future medical expenses and traveling expenses for treatment, sum of Rs.2,00,000/- (two lakhs only)

For Petitioner : Mr.A.Raghu raman

For Respondents : Mrs.P.Rajalakshmi (for R1 to R5)
Additional Government Pleader

O R D E R

Today, when the matter is taken up for hearing, the learned counsel for the petitioner seeks permission of this Court to withdraw the writ petition. He has also made the following endorsement to that effect:

"May be liberty to file civil suit".

2. In view of the above, this writ petition is dismissed as withdrawn, granting liberty to approach the competent Court to agitate the issues.

3. However, the period of pendency of this writ petition from 28.02.2018 to 16.12.2019 (today), may be considered as a bonafidy proceedings. No costs.

Sd/-

Assistant Registrar (CCC)

//True Copy//

Sub Assistant Registrar

vum

To

1.The Additional Chief Secretary to Government,
Home, Prohibition and Excise Department,
Secretariat, Fort St. George,
Chennai - 600 009.



2. The Principal Secretary to Government
Health and Family Welfare Department,
Secretariat, Fort St. George,
Chennai - 600 009.

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3. Dean
Madras Medical college and
Government General Hospital,
E.V.R.Periyar Salai, park Town,
Chennai - 600 003.
4. The Inspector of Police,
All Women Police Station,
Melmaruvathur.
5. The Inspector of Police,
Sunampedu Police Station,
6. Dean,
Dhanvantri Nagar,
JIPMER Hospital,
Gorimedu,
Pudcherry - 605 006.

+1cc to the Government Pleader, S.R.No. 105323

W.P.No.13988 of 2018

VG I(CO)
GN(21/01/2020)