

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.10.2019

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

W.P.No.28882 of 2019
and W.M.P.No.28622 of 2019

P.Preethi

.. Petitioner

/versus/

1. The State of Tamil Nadu,
Rep.by its Principal Secretary to Government,
Health & Family Welfare Department,
Secretariat, Fort St.George, Chennai-600 009.
2. The Directorate of Medical Education,
162, EVR Periyar High Road,
Kilpauk, Chennai-600 010.
3. The Secretary,
Selection Committee,
Directorate of Medical Education,
162, EVR Periyar High Road,
Kilpauk, Chennai-600 010.
4. The Secretary,
Medical Council of India,
Pocket-14, Sector-8, Dwaraka Phase-I,
New Delhi-110 077.

.. Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying for the issue of Writ of Mandamus, directing the respondents to declare the Medical seat to MBBS course in Government Theni Medical College is vacant consequent to the discontinuance of study by the candidate K.V.Udit Surya and to consider the petitioner for admission into Medical seat in operation of wait list for the academic session 2019-2020.

For Petitioner : Mr.G.Sankaran

For Respondents : Mr.K.Ravikumar, AGP for R1

: Mr.V.Karthirvelu, SGP for R2

: Mr.Abdul Saleem, St.c for R3

O R D E R

This petitioner when approached this Court earlier under W.P.No.28201 of 2019 with prayer akin in this writ petition, this Court dismissed the writ petition on two grounds namely the petition is pre matured and the date for admission fixed by the Hon'ble Supreme Court has expired as early as 30.08.2019 and the prayer was also considered as pre matured. The said reason still holds good in this writ petition also. In addition. the person whose seat alleged to be declared vacant is not arrayed as a respondent in this writ petition and behind his back no order can be passed.

2. In the result, the writ petition is dismissed. Consequently, the connected miscellaneous petition is closed. No costs.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

rpl

To

- 1.The Principal Secretary to Government,
Health & Family Welfare Department,
Secretariat, Fort St.George, Chennai-600 009.
 - 2.The Directorate of Medical Education,
162, EVR Periyar High Road,
Kilpauk, Chennai-600 010.
 - 3.The Secretary,
Selection Committee,
Directorate of Medical Education,
162, EVR Periyar High Road,
Kilpauk, Chennai-600 010.
 - 4.The Secretary,
Medical Council of India,
Pocket-14, Sector-8, Dwaraka Phase-I,
New Delhi-110 077.
- +1 CC to Mr.G.Sankaran, Advocate sr 84303.
+1 CC to Govt. Pleader sr 84525.

W.P.No.28882 of 2019
and W.M.P.No.28622 of 2019

AD(CO)
SP(08/11/2019)