

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.11.2019

CORAM:

THE HON'BLE MR. JUSTICE M.M.SUNDRESH
and
THE HON'BLE MR. JUSTICE RMT. TEEKAA RAMAN

W.P.No.30480 of 2019

C.Selvi

... Petitioner

vs.

1. The State of Tamil Nadu,
rep. by its Principal Secretary,
Home Department, Fort St. George,
Chennai 600 009.
2. The District Collector,
Salem District, Salem.
3. The Dean,
Government Mohan Kumaramangalam
Medical College Hospital,
Salem - 636 001.
4. The Inspector of Police,
All Women Police Station,
Sankari, Salem District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking to issue a writ of Mandamus, directing the Respondents to forthwith terminate the pregnancy of the Petitioner's minor daughter, viz. Mahalakshmi, who was born on 31.12.2004, now aged about 15 years, within the time stipulated by this Court and consequently direct the Respondents to pay interim compensation of Rs.4 lakhs to the Petitioner's minor daughter viz. Mahalakshmi, now aged about 15 years, to the Petitioner.

For Petitioner : Mr.K.Selvaraj
For Respondents 1, 2 & 4 : Mr.Jayaprakash Narayanan,
Government Pleader

O R D E R

(Order of the Court made by M.M.SUNDRESH,J.)

Pursuant to the order passed by this Court on 25.10.2019, Compliance Report has been filed by the 3rd Respondent. The Compliance Report indicates the successful termination of the fetus. The fetus has also been preserved for DNA test, as ordered by this Court. Thus, we are satisfied with the

compliance made.

2. Insofar as the additional relief of payment of compensation sought by the Petitioner, we are of the view that the Petitioner can approach the District Legal Services Authority, Salem. As and when the Petitioner approaches the District Legal Services Authority, Salem, in respect of payment of compensation, the said authority shall look into the same and take appropriate action, in accordance with law.

The Writ Petition is disposed of accordingly. No costs. Consequently, connected W.M.P.No.30508 of 2019 is closed.

Sd/-

Assistant Registrar (CS-VI)

//True Copy//

Sub Assistant Registrar

(aeb)

To:

1. The Principal Secretary,
State of Tamil Nadu,
Home Department,
Fort St. George,
Chennai 600 009.
2. The District Collector,
Salem District, Salem.
3. The Inspector of Police,
All Women Police Station,
Sankari, Salem District.
4. The Dean,
Government Mohan Kumaramangalam
Medical College Hospital,
Salem - 636 001.
5. The Secretary,
District Legal Services Authority,
Salem.

+1cc to Mr.K.Selvaraj, Advocate, S.R.No. 98144
+1cc to the Government Pleader, S.R.No. 98451

W.P.No.30480 of 2019

VD(CO)
GN(07/01/2020)