



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **21.08.2020**

CORAM

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

W.P. (MD) No.9925 of 2020

G.Seenivasan

... Petitioner

Vs.

1.The Director,
Public Health and Preventive Medicines,
Chennai.

2.The District Collector,
Madurai District,
Madurai.

3.The Dean,
Government Rajaji Hospital,
Madurai.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the the 3rd respondent to allow the petitioner to shift his father, namely Ganapthi, aged about 55 years, admitted in Corona Ward No.207, Bed No.397 of 2nd respondent to take treatment from any of listed private Hospital for Covid - 19, in a time bound manner to be fixed by the Court.

For Petitioner	: Mr.A.Vadivel for M/s. S.Balamurugan
For Respondents	: Mr.M.Pandiarajan Additional Government Pleader

ORDER

Heard the learned counsel on either side.

2.The petitioner's father, Thiru.Ganapathi, is suffering from COVID-19 and he is now taking treatment in the 3rd respondent hospital. The petitioner wants to shift his father to the Ragavendra Hospital, Madurai, which is said to be a listed private hospital.

3.The learned Additional Government Pleader informs this Court that the petitioner's father is being given a proper treatment. I am of the view that the choice must be given to the petitioner.



4.By directing the petitioner to shift his father to a private hospital, this Court is in no way casting any reflection on the functioning of the Government Rajaji Hospital, Madurai. Since the petitioner wants to shift his father, this Court is granting the relief. Therefore, even while accepting the report given by the 3rd respondent, this Writ Petition is allowed by permitting the petitioner to shift his father, Thiru.Ganapathi, to the Ragavendra Hospital, Madurai for further treatment.

5.The learned counsel for the petitioner also gives an undertaking that the petitioner would strictly obey the protocol that may be issued by the 3rd respondent. No costs.

Sd/-

Assistant Registrar

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

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Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To:

- 1.The Director,
Public Health and Preventive Medicines,
Chennai.
- 2.The District Collector,
Madurai District, Madurai.
- 3.The Dean,
Government Rajaji Hospital,
Madurai.

+1 CC to Mr.S.BALAMURUGAN, Advocate (SR-14703[F] dated 21/08/2020)

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