



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.11.2020

CORAM

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

AND

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.16236 of 2020

WEB COPY

G.D.Rajasri Tigalya (Minor),
represented by her mother & natural guardian
Geetha Govindan.

... Petitioner

Vs.

1.State of Tamil Nadu,
represented by its Principal Secretary,
Health and Family Welfare Department,
Fort St.George,
Chennai-600 009.

2.The Secretary,
Selection Committee,
Directorate of Medical Education,
162, Periyar E.V.R.High Road,
Kilpauk, Chennai-600 010.

3.The Director of Medical Education,
Directorate of Medical Education,
No.162, Periyar E.V.R.High Road,
Kilpauk, Chennai-600 010.

... Respondents

Prayer : Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus to direct the respondents to consider the petitioner's representations dated 12.10.2020 and 02.11.2020 and consequently direct the respondents to consider the petitioner and the similar students who studied twelfth standard (+2) in State Government Schools, during the academic year 2019-2020 in the event that any seat under 7.5% quota provided under special act viz., "Tamil Nadu Admission to Undergraduate Courses in Medicine, Dentistry, Indian Medicine and Homeopathy on preferential basis to students of Government Schools Act, 2020 (Tamil Nadu Act No.34 of 2020)", remains vacant.

For Petitioner	:	Mr.T.Balakumaran
For Respondents	:	Mr.K.Chellapandian
		Additional Advocate General
		assisted by
		Mr.M.Muthugeethaiyan
		Special Government Pleader



ORDER

(Order of the Court was made by N.KIRUBAKARAN, J)

This Writ Petition has been filed by the petitioner seeking for issuance of Writ of Mandamus to direct the respondents to consider the petitioner's representations dated 12.10.2020 and 02.11.2020 and consequently direct the respondents to consider the petitioner and the similar students who studied twelfth standard (+2) in State Government Schools, during the academic year 2019-2020 in the event that any seat under 7.5% quota provided under the Special Act viz., "Tamil Nadu Admission to Undergraduate Courses in Medicine, Dentistry, Indian Medicine and Homeopathy on preferential basis to students of Government Schools Act, 2020" (Tamil Nadu Act No.34 of 2020), remains vacant.

2. The petitioner would submit that the petitioner studied upto 11th standard in a Private Matriculation School and thereafter, she studied +2 in a Government Higher Secondary School and therefore, the petitioner gave the representations, dated 12.10.2020 and 02.11.2020 seeking the benefit under 7.5% quota provided under the Special Act viz., "Tamil Nadu Admission to Undergraduate Courses in Medicine, Dentistry, Indian Medicine and Homeopathy on preferential basis to students of Government Schools Act, 2020" (Tamil Nadu Act No.34 of 2020).

3. Heard the learned Counsel appearing for the petitioner and the learned Additional Advocate General assisted by the learned Special Government Pleader appearing for the respondents and perused the materials available on record.

4. From the very admission made by the petitioner that she studied upto 11th standard in a Private Matriculation School, it is very clear that the petitioner is not entitled to get the benefit under 7.5% quota provided under the Special Act viz., "Tamil Nadu Admission to Undergraduate Courses in Medicine, Dentistry, Indian Medicine and Homeopathy on preferential basis to students of Government Schools Act, 2020" (Tamil Nadu Act No.34 of 2020). Hence, this Writ Petition is liable to be dismissed. Accordingly, the same is dismissed. No costs.

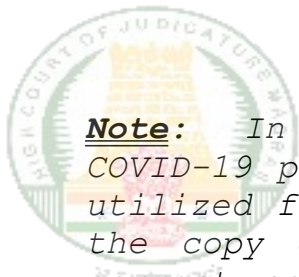
Sd/-

Assistant Registrar (CO)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)



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 Principal Secretary,
State of Tamil Nadu,
Health and Family Welfare Department,
Fort St.George,
Chennai-600 009.
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Selection Committee,
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W.P. (MD) No.16236 of 2020
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PM(CO)
KB(27.11.2020) 3P 4C