



WEB COPY

W.P (MD) No.16267 of 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 19.11.2020

CORAM:

THE HONOURABLE MR.JUSTICE N.KIRUBAKARAN

AND

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P (MD) No.16267 of 2020

V.V.S.Sundaram

... Petitioner

Vs.

1.The Secretary to Government,
Health and Family Welfare (AA1) Department,
Secretariat, Chennai - 600 009.

2.The Director of Public Health and Preventive Medicine,
Teynampet, Chennai - 600 006.

3.The Deputy Director of Health Service,
Health Service Office,
P.S.R.Road, Sivakasi,
Virudhunagar District.

4.Dr.Jayaraman,

5.Dr.Indira

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India to issue a writ of mandamus, directing the respondent Nos.1 to 3 to take action against the respondent Nos.4 and 5, on the basis of the petitioner's representation, dated 07.07.2020 within a stipulated time fixed by this Court.

For Petitioner

: Mr.K.Gokul

For Respondent

: Mrs.J.Padmavathi Devi,

Nos.1 to 3

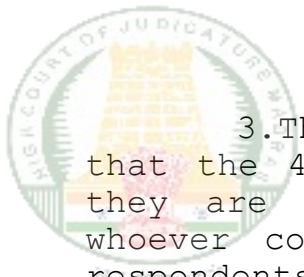
Special Government Pleader

ORDER

[Order of the Court was made by **N.KIRUBAKARAN, J.**]

This writ petition has been filed for a direction to respondent Nos.1 to 3 to take action against the respondent Nos.4 and 5, on the basis of the petitioner's representation, dated 07.07.2020 within a stipulated time fixed by this Court.

2.Heard Mr.K.Gokul, learned Counsel for the petitioner and Mrs.J.Padmavathi Devi, learned Special Government Pleader, who takes notice for respondent Nos.1 to 3.



3.The writ petitioner has come up before this Court alleging that the 4th and 5th respondents cannot run a private clinic, when they are being Government Doctors. The petitioner submits that whoever comes to the Government Hospitals, where the 4th and 5th respondents are working, for treatment, are being referred to their own private clinic, wherein treatment is being given by the respondent Nos. 4 and 5 at cost. Even pregnant women, who come to the Government Hospitals for treatment are referred to their private clinic and they are doing Cesarian and deliveries are taking place in their clinic. In this regard, the petitioner has given a representation, dated 07.11.2020 to respondent Nos. 1 to 3, however, no action has been taken and hence, the petitioner is before this Court.

4.Notice to the 4th and 5th respondents is dispensed with.

5.This Court without going into the merits of the case, directs respondent No.3 to consider the representation given by the petitioner on 07.07.2020 and pass appropriate orders on merits and in accordance with law, after hearing the petitioner and respondent Nos.4 and 5, within a period of six weeks from the date of receipt of a copy of this order.

6.This writ petition is disposed of on the above terms. No costs.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

dsk

To

1.The Secretary to Government,
Health and Family Welfare (AA1) Department,
Secretariat, Chennai - 600 009.

2.The Director of Public Health and Preventive Medicine,
Teynampet, Chennai - 600 006.

3.The Deputy Director of Health Service, Health Service Office,
P.S.R.Road, Sivakasi, Virudhunagar District.

+1 CC to M/s.K.GOKUL, Advocate (SR-22146[F] dated 19/11/2020)

W.P(MD)No.16267 of 2020

19.11.2020

SVN(CO)

AP(04/12/2020) 2P 5C

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