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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.08.2021

CORAM :

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

WRIT PETITION NO.16185 OF 2021

AND

W.M.P.NO.17126 OF 2021

Harisudhan

... Petitioner

-Vs-

1. The Union of India,
Rep. by the Principal Secretary,
Ministry of Health and Family Welfare,
Nirman Bhawan, Motilal Nehru marg,
New Delhi - 110 011.
2. The Executive Director and CEO,
National Board of Examinations in
Medical Sciences, Medical Enclave,
Ansari Nagar, Ring Road,
New Delhi - 110029.
3. State Rep. By
The Inspector of Police,
Central Crime Branch,
Madurai City.
4. Sreenivasan
S/o. Thangavel,
No.8 25 7, Kasdhuribai Nagar.
Melur, Madurai District - 625 106.

... Respondents

PRAYER:-

Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the second respondent to permit the petition (roll number 2111110569) to collect his FMGE - Pass Certificate on 04.08.2021 in the given time slot of 10 AM to 11.30 AM without insisting the original Passport and Degree Certificate by accepting the photocopy.



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For Petitioner : Mr.D.R.Arun Kumar
For Respondents : Mr.K.Srinivasa Murthi
Senior Panel Counsel
for Central Government - for R1

Mr.V.P.Raman - for R2
Mr.A.Gokul Krishnan

O R D E R

Pursuant to the orders passed by this Court on 02.08.2021, it is reported by the learned counsel for the petitioner that the learned Judicial Magistrate No.I, Madurai handed over interim custody of the original passport and the original degree certificate to the petitioner. Those documents were produced before the second respondent and the petitioner also got the FMGE Pass Certificate. It was further submitted that those two original documents were handed over to the learned Judicial Magistrate No.I, Madurai as directed by this Court.

2. In view of the above, this writ petition is disposed of with a direction to the learned Judicial Magistrate No.I, Madurai to independently consider the application filed in CrI.M.P.No.1394 of 2021 on its own merits and in accordance with law and pass final orders within a period of four weeks from the date of receipt of a copy of this order.

3. With the above directions, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

KST

To

1. The Principal Secretary,
Ministry of Health and Family Welfare,
Nirman Bhawan, Motilal Nehru Marg,
New Delhi - 110 011.



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2. The Executive Director and CEO,
National Board of Examinations in
Medical Sciences, Medical Enclave,
Ansari Nagar, Ring Road,
New Delhi - 110029.

3. The Inspector of Police,
Central Crime Branch,
Madurai City.

+2ccs to Mr.D.R.Arun Kumar, Advocate, S.R.Nos.39302 & 37435
+1cc to Mr.V.P.Raman, Advocate, S.R.No.39203

W.P.NO.16185 OF 2021

RSV(CO)
PBS/25/08/2021