

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2021

CORAM

THE HON'BLE MR.JUSTICE M.M.SUNDRESH
and
THE HON'BLE MRS.JUSTICE R.N.MANJULA

W.A.Nos.1109 and 1110 of 2020
and
C.M.P.Nos. 13549 and 13552 of 2020

W.A.No.1109 of 2020

A.Adarsh

...Appellant

Vs

1.National Testing Agency(Government Agency),
Rep. by its Governing Body,
IITK. Outreach Centre, C.20,
1A/8, "C" Block, Phase - 2,
Industrial Area, Sector 62,
Noida, Uttar Pradesh.

2.The Director General of Health Services,
Ministry of Health and Family Welfare,
Nirman Bhavan,
New Delhi - 110 011.

3.The National Medical Commission,
Rep. by its Chairperson,
Sector 8, Pocket 14, Phase-I,
Dwarka,
New Delhi - 110 077.

4.The Selection Committee,
Directorate of Medical Education,
Kilpauk, Chennai - 600 010.

...Respondents

W.A.No. 1110 of 2020

V.S.Gayathiri

...Appellant

Vs

1.National Testing Agency(Government Agency),
Rep. by its Governing Body,
IITK. Outreach Centre, C.20,
1A/8, "C" Block, Phase - 2,
Industrial Area, Sector 62,
Noida, Uttar Pradesh.

2.Associate Dean for Graduate Medical Education
(ADGME), NEET 2020-3rd Floor,
Nirman Bhavan, New Delhi - 110 001.

3.The National Medical Commission,
Rep. by its Chairperson,
Sector 8, Pocket 14, Phase-I,
Dwarka,
New Delhi - 110 077.

4.The Selection Committee,
Directorate of Medical Education,
Kilpauk, Chennai - 600 010.

...Respondents

Prayer in W.A.No.1109 of 2020: Writ Appeal filed under Clause 15 of the Letters Patent setaside the order dated 30.11.2020 in W.P.No.16000 of 2020.

W.P 16000 of 2020 Prayer: This petition filed under Article 226 of the Constitution of India pleaded to issue a unit of Manamus or direction in the nature of a writ, Directing the respondents to change the category of the petitioner from U.R to O.B.C in his Application No. 200410182583 and consequently direct the Respondents to issue a certificate according to the Eligibility category of the petitioner.

W.P 17849 of 2020 Prayer: This petition filed under Article 226 of the Constitution of India for issuance of writ of Manamus directing the Respondents to change the category of the petitioner from U.R to O.B.C in her Application No. 200410468383

and consequently direct the Respondents to issue a certificate according to the Eligibility category of the petitioner.

Prayer in W.A.No.1110 of 2020: Writ Appeal filed under Clause 15 of the Letters Patent set aside the order dated 04.12.2020 in W.P.No.17849 of 2020.

For Appellant
(in both Writ Appeals) : Mr.K.Selvaraj

For Respondents
(in both Writ Appeals) : Mr.G.Nagarajan for R1
Mr.J.Madhanagopal Rao
for R2
Mr.V.P.Raman for R3
Mr.Abdul Saleem for R4

COMMON JUDGMENT
(Delivered by M.M.SUNDRESH, J.)

These writ appeals are directed against the order dated 30.11.2020 in W.P.No.16000 of 2020 and the order dated 04.12.2020 in W.P.No.17849 of 2020, whereby the learned single Judge dismissed the writ petitions.

2.When the matter is taken up for hearing, learned counsel appearing for the appellants and the learned counsel appearing for the second respondent submitted that the second respondent has changed the category of the appellants from Unreserved to Other Backward Class, permitted the appellants to participate in the mop-up counselling and the appellants have also been allotted medical seats in private medical colleges and therefore nothing survives for adjudication in these writ appeals.

3.Recording the submission made by the learned counsel for the appellants and the learned counsel for the second respondent, these writ appeals are dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

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To

- 1.The Governing Body,
National Testing Agency (Government Agency),
IITK. Outreach Centre, C.20,
1A/8, "C" Block, Phase - 2,
Industrial Area, Sector 62,
Noida, Uttar Pradesh.
- 2.The Director General of Health Services,
Ministry of Health and Family Welfare,
Nirman Bhavan, New Delhi - 110 011.
- 3.The Associate Dean for Graduate Medical Education
(ADGME), NEET 2020-3rd Floor,
Nirman Bhavan, New Delhi - 110 001.
- 4.The Chairperson,
The National Medical Commission,
Sector 8, Pocket 14, Phase-I,
Dwarka, New Delhi - 110 077.
- 5.The Selection Committee,
Directorate of Medical Education,
Kilpauk,
Chennai - 600 010.

+1cc to Mr.Abdul Saleem, Advocate, S.R.No.22364 of 2021

+1cc to Mr.Selvaraj, Advocate, S.R.No. 22620 of 21

W.A.Nos.1109 and 1110 of 2020

RLD (CO)
RN (12/05/2021)