



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.8.2021

CORAM :

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

AND

THE HONOURABLE MR.JUSTICE SATHI KUMAR SUKUMARA KURUP

Writ Petition No.30977 of 2017 and
WMP.Nos.33923 of 2017 & 10582 of 2021

Sri Venkateswara Medical
College Hospital and Research
Centre rep.by its Chairman
B.Ramachandhiran

...Petitioner

Vs

The Union Territory of Puducherry,
rep. by its Under Secretary to
Government, Health Department,
Office of the Chief Secretariat,
Puducherry-1.

...Respondent

PETITION under Article 226 of The Constitution of India
praying for the issuance of a Writ of Certiorari to call for the
records on the file of the respondent in its proceedings
No.C.983/H5/Health/2017-18/238 dated 19.7.2017 and quash the
same as arbitrary and without considering the factors prescribed
by the Hon'ble Supreme Court in Islamic Institution, P.A.Inamdar
and Modern Dental College.

For Petitioner : Ms.Q.Rubina

For Respondent : Mr.C.T.Ramesh, AGP (Pondy)

Order of the Court was made by T.S.SIVAGNANAM, J

This writ petition has been filed by Sri Venkateswara
Medical College Hospital and Research Centre challenging the
tentative fee fixed for the management quota seats and NRI quota
seats for medical colleges (MBBS) for the year 2017-18.

2. The management challenged the order dated 19.7.2017
firstly by contending that there is no power for fixing



tentative fees. They have also contended that the fixation is against the decisions of the Hon'ble Supreme Court in the cases of Islamic Institution, P.A.Inamdar and Modern Dental College.

3. The prayer sought for in this writ petition has worked itself out since the Government of Puducherry issued a Government Order in G.O.Ms.No.24 dated 03.7.2018, which is the final fee structure for under-graduate medical and dental courses under management/NRI quota for the years 2017-18, 2018-19 and 2019-20. The Puducherry Medical College Students and Parents Association challenged the final fee structure by filing W.P.No.24161 of 2018, in which, the petitioner herein has been impleaded as the seventh respondent and they can urge all the grounds raised herein in that writ petition.

4. Therefore, the above writ petition is closed by giving liberty to the petitioner to urge all their contentions in W.P.No.24161 of 2018, in which, they have been impleaded as the seventh respondent. No costs. Consequently, the connected WMPs are also closed.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

RS

To

The Under Secretary to Government,
Union Territory of Puducherry,
Health Department,
Office of the Chief Secretariat,
Puducherry-1.

WP.No.30977 of 2017 &
WMP.Nos.33923 of 2017
& 10582 of 2021

PCH(CO)
RGA(26/08/2021)