



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.02.2022

CORAM:

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE
AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.8746 of 2019

Naveenkumar.S

.. Petitioner

vs

1. The State through

The Principal Secretary to the Government
Personal and Administrative Reforms Department
Government of Tamil Nadu
Chennai -9.

2. The Director of Medical and Rural Health Services
No.258, DMS Complex 3rd Floor
Anna Salai, Teynampet
Chennai.

3. The Director of Medical Service Recruitment Board
7th Floor, DMS Building
359, Anna Salai, Teynampet
Chennai.

4. L.Subbulakshmi

5. P.Murugan

6. S.Sanuganathi

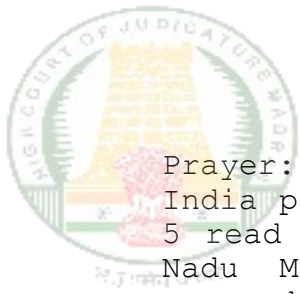
7. Tamil Nadu Marudhaalunargal Nala Sangam
Rep. by its President Mr.A.Nagaraj
No.86/7, East Car Street, Theppakulam
Near Mariamman Kovil, Thoothukudi - 628 002.

8. The Pharmacy Council of India
NBCC Centre, 3rd Floor, Plot.No.2
Community Centre, MAA Anandamai Marg
Okhla Phase-1, New Delhi- 110 020.

(R4 to R7 are impleaded vide order dated
11.04.2019 in WMP.Nos.11133 and 11659 of 2019
in WP.No.8746 of 19)

(R8 impleaded vide order dated 13.09.2019
in WMP.No.22853 of 2019 in
WP.No.8746 of 2019)

.. Respondents



Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of Declaration, declaring that the Rule 5 read with Annexure II Class 1, Category 1 and 2 of the Tamil Nadu Medical Subordinate Service rules issued by the 1st respondent relating to the appointment of Pharmacist post and consequent impugned notification in No: 13/MRB/2019 dated 01.03.2019 passed by the 2nd respondent so far as Clause 6B (Educational Qualification) as illegal and null and void and consequently direct the respondents to permit the petitioner to participate in the appointment of Pharmacist post in Tamil Nadu Medical Subordinate Services based on the petitioner's representation dated 05.09.2018.

For the Petitioner : Mr.M.Ravi
for Mr.R.Bakayaraj
for the Respondents : Mr.C.Harsharaj
for Respondents 1 and 2
Mr.M.Loganathan
for Respondent 3
Mr.C.Thilageshvaran
for Respondents 4 to 6
Mr.M.T.Arunan
for Respondent 8
No Appearance for R7

ORDER
(Order of the Court was made by
the Hon'ble Chief Justice)

Pursuant to the direction of this Court on 29.11.2021, the Government has notified the amendment in the Rule to provide all necessary qualification for the post of Pharmacists to be given effect to from 01.03.2019. The said notification was issued on 04.01.2022.

2. In the light of the aforesaid, the writ petition has become infructuous and is, accordingly, dismissed. There will be no order as to costs. Consequently, W.M.P.Nos.9313, 9314 and 9823 of 2019 are also closed.

Sd/-
Assistant Registrar(CS-IX)

//True Copy//

Sub Assistant Registrar



kpl/drm

To:

1. The Principal Secretary to the Government
Personal and Administrative Reforms Department
Government of Tamil Nadu, Chennai -9.
2. The Director of Medical and Rural Health Services
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Community Centre, MAA Anandamai Marg
Okhla Phase-1, New Delhi- 110 020.

+1cc to Mr.M.T.Arunan, Advocate, S.R.No.10360

+1cc to the Government Pleader, S.R.No.10809

W.P.No.8746 of 2019

RGN(CO)
SB(25/02/2022)