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W.P.No.30771 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2022

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THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P.No.30771 of 2022

Dr.T.Henry Prabhakaran

... Petitioner

Vs

1. The Principal Secretary to Government,
Health, Medical Education and Family Welfare,
Govt. of Tamil Nadu, Secretariat,
Chennai-600 009.
2. The Director of Medical Education,
Kilpauk, Chennai-10.
3. The Dean,
Government Erode Medical College and Hospital,
Perundurai-638053

... Respondents

Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents 1 and 2 to include the name of the petitioner in the list of panel for the post of Associate Professor by considering the application dated 27.10.2022 within the stipulated time fixed by this Court.

For petitioner	...	Mr.K.Sathish Kumar
For Respondents	...	Mr.Stalin Abimanyu
		AGP



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ORDER

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This writ petition has been filed for a Mandamus seeking for a direction to the respondents 1 and 2 to include the name of the petitioner in the list of panel for the post of Associate Professor by considering his application dated 27.10.2022 within a time frame to be fixed by this Court.

2. The petitioner is presently working as Assistant Professor with the third respondent Medical College. The grievance of the petitioner is that promotion panel has not been drawn by the respondents for promotion to the post of Associate Professor. The petitioner submitted a representation on 27.10.2022 to the respondents requesting them to consider his case for promotion in the panel to be drawn by the respondents for the post of Associate Professor. Since the application has not been considered till date, the petitioner has filed this writ petition.

5. Heard Mr.K.Sathish Kumar, learned counsel for the petitioner and Mr.Stalin Abimanyu, learned Additional Government Pleader accepts notice on behalf of the respondents. By consent of both the parties, the main writ petition has been taken up for final disposal.

6. The petitioner has filed documents along with this writ petition in support

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of his case that he is entitled for promotion to the post of Associate Professor. It is for the respondents to consider the same on merits and in accordance with law. The petitioner has also submitted a representation on 27.10.2022, seeking for draw of panel to the post of Associate Professor in the third respondent Medical College by including the name of the petitioner.

7. No prejudice would be caused to the respondents if the petitioner's representation dated 27.10.2022 is considered on merits and in accordance with law within a time frame to be fixed by this Court.

8. For the foregoing reasons, this Court directs the second respondent to pass final orders on merits and in accordance with law on the petitioner's representation dated 27.10.2022 requesting the respondents to draw a panel to the post of Associate Professor in the third respondent Medical College by including the name of the petitioner within a period of twelve weeks from the date of receipt of a copy of this order.

With the aforesaid direction, the writ petition is disposed of. No costs.

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Index: Yes/ No
Speaking Order/Non-speaking Order
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ABDUL QUDDHOSE ,J.,
sr

To

1. The Principal Secretary to Government,
Health, Medical Education and Family Welfare,
Govt. of Tamil Nadu, Secretariat,
Chennai-600 009.
2. The Director of Medical Education,
Kilpauk, Chennai-10.
3. The Dean,
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