



WEB COPY



W.P.No.32918 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.12.2022

CORAM

THE HONOURABLE Mr.JUSTICE R.SUBRAMANIAN

W.P.No.32918 of 2022
and WMP.Nos.32316 & 32317 of 2022

A.Mahathy

Vs

... Petitioner

1.The Health Secretary

Medical Counselling Committee (MCC)

Directorate General of Health Services

Nirman Bhavan

New Delhi - 110 011.

2.The National Medical Commission

Pocket-14, Sector-8

Dwaraka Phase-1

New Delhi - 110 075.

3.The Government of Tamil Nadu

Rep by Health Secretary

Secretariat Buildings

Fort St.George

Chennai - 600 009.

4.The Additional Director of Medical Education / Secretary

Selection Committee

Directorate of Medical Education

No.162, Periyar EVR High Road

Kilpauk, Chennai - 600 010.

... Respondents



W.P.No.32918 of 2022

WEB COPY

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus calling for the records and quashing the notification No.018/SCS1(1)/2022 dated 26.11.2022 of the Selection Committee of Director of Medical Education who is the fourth respondent herein and to direct the fourth respondent herein to permit the petitioner to participate in third round (MOP-UP online counselling) of UG-NEET online counselling of MBBS course under NRI quota to be conducted by the fourth respondent herein and without insisting to pay fees/security deposit/tuition fees.

For Petitioner : Mr.B.Ramamoorthy

For Respondents : Mr.A.Murugan
Central Government Standing Counsel for R1

Mr.Shubaranjani Ananth for R2

Mr.T.Sreenivasan
Special Government Pleader for R3

Ms.M.Sneha for R4

ORDER

The challenge in the writ petition is to the action of the Selection Committee in conducting an extended second round counselling and preventing the petitioner from participating in the said extended counselling.



W.P.No.32918 of 2022

2. The Additional Director of Medical Education / Secretary to Selection

Committee has filed an affidavit stating that the disqualification of the petitioner, and like students is a mistake and hence, the earlier counselling is cancelled. The said exercise will be re-done by conducting a counselling today (08.12.2022) between 6.30 p.m., to 8.30 p.m., for the fourteen seats shown in the seat matrix for the extended second round of counselling, allowing all the candidates to participate on merit.

3. In view of the same, the writ petition is disposed of, as no further orders are necessary. No costs. Consequently, connected miscellaneous petitions are closed.

08.12.2022

Index : Yes / No

Internet : Yes / No

Speaking order / Non-speaking order
ds



WEB COPY



W.P.No.32918 of 2022

R.SUBRAMANIAN. J.,

ds

To:

- 1.The Health Secretary
Medical Counselling Committee (MCC)
Directorate General of Health Services
Nirman Bhavan, New Delhi - 110 011.
- 2.The National Medical Commission
Pocket-14, Sector-8
Dwaraka Phase-1, New Delhi - 110 075.
- 3.The Health Secretary
Government of Tamil Nadu
Secretariat Buildings
Fort St.George, Chennai - 600 009.
- 4.The Additional Director of Medical Education / Secretary
Selection Committee
Directorate of Medical Education
No.162, Periyar EVR High Road
Kilpauk, Chennai - 600 010.

W.P.No.32918 of 2022

08.12.2022