



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.02.2022

CORAM

THE HON'BLE MR. JUSTICE P.D.AUDIKESSAVALU

W.P. No. 29973 of 2017
and
W.M.P. No. 32490 of 2017

M.Jayachitra

... Petitioner

-vs-

1. The Director of Medical Education
Office of the Directorate of Medical Education
Kilpauk, Chennai - 600 010.
2. The Dean
Villupuram Medical College
Villupuram.

... Respondents

Prayer:- Writ Petitions filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Certiorari, to call for the records of the proceedings dated 07.11.2017 in Ref. No. 85938/E5/2/2017 on the file of the First Respondent and to quash the same as illegal and without jurisdiction.

For Petitioner : Mr. Sharath Chandran

For Respondents : Mr. M.Bindran
Additional Government Pleader (Edn)

O R D E R

Heard Mr. Sharath Chandran, Learned Counsel for the Petitioner and Mr. M.Bindran, Learned Additional Government Pleader (Education) appearing for the Respondents and perused the materials placed on record, apart from the pleadings of the parties.

2. The Petitioner, while working as Lab Technician Grade-II in the Medical College at Villupuram was transferred to Sivagangai Medical College Hospital, Sivagangai by Order in Ref. No. 85938/E5/2/2017 dated 07.11.2017 passed by the First Respondent, which is challenged in this Writ Petition.



6. Having due regard to the fact that a period of more than four years have lapsed from the time of passing of the impugned order, it is improbable that the same circumstances that then existed still continues. In that backdrop, there does not appear to be any useful purpose served by venturing into the task of testing the validity of the impugned order viz-a-viz the aforesaid legal position at this distance of time. Viewed from that perspective, it is made clear that the concerned authorities are not precluded from taking any fresh decision as the exigencies may require regarding the place of posting of the Petitioner in accordance with law and till then, the status quo as prevailing today shall be in force.

In the result, the Writ Petition is disposed with the aforesaid observations. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar

True Copy//

Sub Assistant Registrar

Maya

To

1. The Director of Medical Education
Office of the Directorate of Medical Education
Kilpauk, Chennai - 600 010.
2. The Dean
Villupuram Medical College
Villupuram.

+1cc to Mr.Govind Chandra Sekhar, Advocate, S.R.No.12463
+1cc to the Government Pleader, S.R.No.12384

W.P. No. 29973 of 2017

RGN[co]
NSK/30/05/2022