



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.02.2022

CORAM:

THE HONOURABLE **MR.JUSTICE S.M.SUBRAMANIAM**

W.P(MD) .No.2871 of 2022

and

W.M.P(MD) Nos.2513 and 2515 of 2022

G.Kishore Kumar

... Petitioner

Vs.

1.The Director of Medical and Rural
Health Services (ESI)
Office of the Director of Medical
and Rural Health Services(ESI)
Chennai.6

2.The District Collector/
District Officer (Vishaka Committee)
Kanyakumari District,
Nagercoil.

3.The Regional Administrative Medical Officer(ESI)
/Chairman of Vishaka Committee,
ESI,
Madurai-20.

4.The Medical Officer(In-charge)
Government ESI Dispensary,
Nagercoil,
Kanyakumari District.

5.S.Sophia

... Respondents

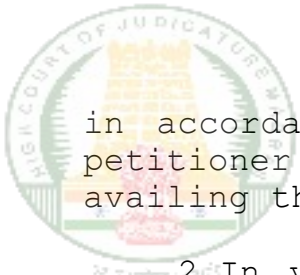
PRAYER: Writ Petition under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the entire records pertaining to the Vishaka Committee Report signed on 08.07.2021 by the third respondent and the consequential impugned Charge Memo issued by the first respondent vide his proceedings in Ref.No.26325/ESI/SC/1/2021 dated 30.12.2021 and quash the same.

For Petitioners : Mr.V.Kathirvelu,
Senior Counsel
for Mr.A.Kesavan

For R1 to R4 : Mr.AK.Manickam
Special Government Pleader

ORDER

The learned counsel appearing for the writ petitioner, after arguing the case and after responding to the queries posed by this Court, fairly made a submission that the Committee was constituted



in accordance with the provisions of the Act and therefore, the petitioner is ready to face the enquiry by defending his case by availing the opportunity to be provided by the competent authority.

2. In view of the fair submission made by the learned counsel appearing on behalf of the writ petitioner, no further adjudication is required. All the disputed facts on merits are to be adjudicated by the competent authority by affording an opportunity to all the parties by following the procedures as contemplated under the Statutes and Rules in force.

3. With these clarifications, this Writ Petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (AD I)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

To

1. The Director of Medical and Rural Health Services (ESI)
Office of the Director of Medical and Rural Health Services (ESI)
Chennai.6
2. The District Collector/
District Officer (Vishaka Committee)
Kanyakumari District,
Nagercoil.
3. The Regional Administrative Medical Officer (ESI) /
Chairman of Vishaka Committee, ESI,
Madurai-20.
4. The Medical Officer (In-charge)
Government ESI Dispensary,
Nagercoil,
Kanyakumari District.

+1 CC to M/s.SPL GP (SR-6551[F] dated 16/02/2022)

W.P(MD) .No.2871 of 2022

and

W.M.P(MD) Nos.2513 and 2515 of 2022

15.02.2022

MGJ(08.03.2022) 2P 6C