



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.06.2022

CORAM

WEB COPY

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) .No.4208 of 2018

and

W.M.P. (MD) .No.4352 of 2018

B.Vasuki

... Petitioner

Vs.

1.The State of Tamil Nadu,
Represented by it's Principal Secretary to Government,
St.George Fort,
Chennai.

2.The Commissioner,
Indian Medicine and Homeopathy,
Chennai - 600 106.

3.The Director,
Directorate of Medical and Rural Health Services,
Chennai - 106.

4.The Principal,
Government Ayurvedic Medical College,
Kottar,
Nagercoil,
Kanyakumari District.

5.The Joint Director,
Directorate of Indian Medicine and Homeopathy,
Chennai - 106.

...Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the fifth respondent in his proceedings ந.க.எண்.12046/நி2/2/11 dated 27.06.2017 and quash the same as illegal and consequentially to direct the respondents to regularize the petitioner's service w.e.f 01.03.2011 as it was granted in respect of similarly placed persons by the fourth respondent vide his proceedings ந.க.எண்.669/நி/2011 dated 01.08.2012 in conformity with G.O.Ms.No.97 Health and Family Welfare (IM1) Department dated 01.03.2011 within the period that may be stipulated by this Court.



For Petitioner : Mr.Mohammed Suhail
for M/s.Ajmal Associates
For Respondents : Mr.A.Kannan,
Additional Government Pleader.

ORDER

The prayer in the Writ Petition is to bring the service of the petitioner into regular time scale of pay. Pending the Writ Petition, the fourth respondent herein had issued an order dated 17.10.2018, bringing the petitioner in the regular time scale of pay with effect from 01.03.2011, that is, from the date of issue of G.O. (Ms).No.97, Health and Family Welfare Department dated 01.03.2017, thereby, the earlier order passed on 01.03.2011 was cancelled. In the counter-affidavit filed by the respondents, this position has been confirmed and it has been further stated that the petitioner herein will also have the pay benefits with effect from 01.03.2011.

2. Since the grievance of the petitioner is substantially addressed, no effective orders can be passed in the Writ Petition. This Writ Petition stands closed. There shall be no order as to costs. Consequently, connected miscellaneous petition stands closed.

Sd/-

Assistant Registrar(CS-II)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

Lm

To

- 1.The Principal Secretary to Government,
The State of Tamil Nadu,
St.George Fort, Chennai.
- 2.The Commissioner,
Indian Medicine and Homeopathy,
Chennai - 600 106.
- 3.The Director,
Directorate of Medical and Rural Health Services,
Chennai - 106.
- 4.The Principal,
Government Ayurvedic Medical College,
Kottar, Nagercoil,
Kanyakumari District.



5.The Joint Director,
Directorate of Indian Medicine and Homeopathy,
Chennai - 106.

+1 CC to M/s.AJMAL ASSOCIATES, Advocate (SR-27017[F] dated
21/06/2022)

+1 CC to M/s.SPL.GP (SR-27152[F] dated 21/06/2022)

W.P. (MD) .No.4208 of 2018
20.06.2022

NSN (CO)
KB(30.06.2022) 3P 8C