



WEB COPY



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.03.2023

CORAM

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

W.P. Nos. 25671, 25675 and 26518 of 2021

and

W.P. Nos. 272 and 19996 of 2022

and

W.P. Nos. 803, 832, 7306 and 7372 of 2023

and

W.M.P. Nos. 27109, 27110, 27116 and 27117 of 2021

and

W.M.P. Nos. 296, 298, 8686, 8692, 19291 and 23726 of 2022

and

**W.M.P. Nos. 751, 752, 754, 804, 805, 806, 7391, 7390, 7395, 7397, 7456,
7457 and 7459 of 2023**

W.P. No. 25671 of 2021

1. P.E.Saravanan
2. P.Mohan
3. P.Venkateswaran
4. R.Manikandan
5. K.Suresh Kumar
6. R.Suresh
7. D.Senthilkumar
8. R.Tamilvanan
9. L.Chandrakanth
10. M.Kathiravan



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

WEB COPY

11. R.Rajakumar
12. P.Sivakandan
13. S.Murali
14. R.Kumar
15. M.Bakiyaraj
16. G.Ravi
17. N.Sugumaran
18. N.Muthu
19. A.Ramu
20. M.Baskaran
21. R.Manjini
22. M.Kumar
23. M.Moultouramin
24. S.Nirmalkumar
25. T.Raman
26. D.Pradaban
27. J.Udhayakumar
28. B.Murugan
29. R.Prakash
30. V.Rajasekar
31. V.Veeramanikandan
32. D.Karikalcholan
33. V.Vignesh
34. R.Rajaguru
35. S.Chithambaram



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

36. S.Balasubramaniyan

37. C.Selvadurai

38. P.Vinoth

39. J.Prathap

40. V.Manikandan

41. M.Raja

42. E.Elavazhagan

43. N.Nandhakumar

44. V.Vignesh

45. Sathyaraj

46. G.Kumaresan

47. V.Lokesh

48. M. Ravi

49. R.Venugopal

50. A.Kathiravan

51. G.Karthikeyan

52. G.Venkatesh

53. S.Ananth

54. R.Krishnaraj

55. B.Manimaran

56. M.Lakshmipathi

57. S.Ramkumar

58. V.Mugunthanraj

59. P.Udhayanithi

60. R.Viji



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

61. V.Ramamoorthy
62. R.Thamaraikkannan
63. D.Kolanjinathan
64. R.Marimuthu
65. M.Udhayakumar
66. A.Azhagan
67. M.Kulandaivelu
68. E.P.Vinoth
69. D.Vinothkumar
70. T.Suresh
71. S.Gopinathan
72. P.Santhosh Kumar
73. T.Jeyashreevishnu Kumar
74. P.Ilavarasan
75. V.Arunkumar
76. C.Ezhilselvan
77. M.Vinothkumar
78. T.Saranraj
79. D.Veerarajan
80. R.Ranjith
81. P.Balasubramani
82. D.Sivalingam
83. E.Tamilvendhan
84. M.Sathishkumar
85. A.Karthikeyan



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

86. K.Manivannan
87. K.Prakashkumar
88. D.Jaganmani
89. J.Paranthaman
90. A.Murugan
91. K.Ganesh
92. A.Rajadurai
93. G.Satheeshkumar
94. K.Balaji

... Petitioners

-VS-

1. The State of Tamil Nadu,
Rep. by its Secretary to Government,
Health and Family Welfare Department,
Fort St. George, Chennai – 600 009.
2. The Director,
Directorate of Public Health and Preventive Medicine,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.
3. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
4. The Commissioner,
Municipal Administration & Water Supply Department,
Chepauk, Chennai – 600 005.



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

5. The Principal,
Pondicherry University Community College,
(A Constituent College of Pondicherry)
Lawspet, Puducherry – 605 008.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the First Respondent to issue appointment orders on permanent basis to candidates with one year Diploma in Sanitation from Pondicherry University Community College who were appointed on the 334 posts of Multi Purpose Health Workers sanctioned under G.O.Ms.No. 338, Health and Family Welfare (L1) Department dated 02.08.2019 and as Multi Purpose Health Worker during covid-19 pandemic on temporary basis.

For Petitioners	:	Mrs. Nalini Chidambaram, Senior Counsel for Ms. C.Uma
For Respondents	:	Mr. B.Vijay, Additional Government Pleader (for R1 to R4)
		No appearance (for R5)

W.P. No. 25675 of 2021

1. P.E.Saravanan

2. P.Mohan

... Petitioners

-VS-



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

1. The State of Tamil Nadu,
Rep. by its Secretary to Government,
Health and Family Welfare Department,
Fort St. George, Chennai – 600 009.
2. The Director,
Directorate of Public Health and Preventive Medicine,
Government of Tamil Nadu,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.
3. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
4. The Commissioner,
Municipal Administration & Water Supply Department,
Chepauk, Chennai – 600 005.
5. The Principal,
Pondicherry University Community College,
(A Constituent College of Pondicherry)
Lawspet, Puducherry – 605 008.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the First Respondent issue appropriate orders to recognize the Diploma in Sanitation Inspector (DSI) from Pondicherry University Community College for recruitment purposes in Tamil Nadu as in Pondicherry as requested by the Principal, Pondicherry University Community College, the Fifth Respondent herein, in his letter dated 23.09.2021 having Ref.No.PUCC/Aca/DSI/RR/2021-22 addressed to the Second Respondent.



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

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For Petitioners

: Mrs. G.Nalini Chidambaram,
Senior Counsel
for Mrs. C.Uma

For Respondents

: Mr. B.Vijay,
Additional Government Pleader
(for R1 to R4)

R 5 - No appearance

W.P. No. 26518 of 2021

1. P.E.Saravanan
- 2.P.Mohan
3. P.Venkateswaran
4. R.Manikandan
5. K.Suresh Kumar
6. R.Suresh
7. D.Senthilkumar
8. R.Tamilvanan
9. L.Chandrakanth
10. M.Kathiravan
11. R.Rajakumar
12. P.Sivakandan
13. S.Murali
14. R.Kumar



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

15. M.Bakiyaraj
16. G.Ravi
17. N.Sugumaran
18. N.Muthu
19. A.Ramu
20. M.Baskaran
21. R.Manjini
22. M.Kumar
23. M.Mouttouramin
24. S.Nirmalkumar
25. T.Raman
26. D.Pradaban
27. J.Udhayakumar
28. B.Murugan
29. R.Prakash
30. V.Rajasekar
31. V.Veeramanikandan
32. D.Karikalcholan
33. V.Vignesh
34. R.Rajaguru
35. S.Chithambaram
36. S.Balasubramaniyan
37. C.Selvadurai
38. P.Vinoth
39. J.Prathap



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

40. V.Manikandan
41. M.Raja
42. E.Elavazhagan
43. N.Nandhakumar
44. V.Vignesh
45. Sathyaraj
46. G.Kumaresan
47. V.Lokesh
48. M. Ravi
49. R.Venugopal
50. A.Kathiravan
51. G.Karthikeyan
52. G.Venkatesh
53. S.Ananth
54. R.Krishnaraj
55. B.Manimaran
56. M.Lakshmipathi
57. S.Ramkumar
58. V.Mugunthanraj
59. P.Udhayanithi
60. R.Viji
61. V.Ramamoorthy
62. R.Thamaraikkannan
63. D.Kolanjinathan
64. R.Marimuthu



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

65. M.Udhayakumar
66. A.Azhagan
67. M.Kulandaivelu
68. E.P.Vinoth
69. D.Vinothkumar
70. T.Suresh
71. S.Gopinathan
72. P.Santhosh Kumar
73. T.Jeyashreevishnu Kumar
74. P.Ilavarasan
75. V.Arunkumar
76. C.Ezhilselvan
77. M.Vinothkumar
78. T.Saranraj
79. D.Veerarajan
80. R.Ranjith
81. P.Balasubramani
82. D.Sivalingam
83. E.Tamilvendhan
84. M.Sathishkumar
85. A.Karthikeyan
86. K.Manivannan
87. K.Prakashkumar
88. D.Jaganmani
89. J.Paranthaman



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

90. A.Murugan

91. K.Ganesh

92. A.Rajadurai

93. G.Satheeshkumar

94. K.Balaji

... Petitioners

-VS-

1. The State of Tamil Nadu,
Rep. by its Secretary to Government,
Health and Family Welfare Department,
Fort St. George, Chennai – 600 009.
2. The Director,
Directorate of Public Health and Preventive Medicine,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.
3. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
4. The Commissioner,
Municipal Administration & Water Supply Department,
Chepauk, Chennai – 600 005.
5. The Committee Director,
State Welfare Association,
Health and Family Welfare Department,
No. 359, Anna Salai, 5th Floor, DMS Annex Building,
Teynampet, Chennai – 600 006.
6. The Executive Secretary / Deputy Director,



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District Welfare Association,
Health and Family Welfare Department,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.

7. The Principal,
Pondicherry University Community College,
(A Constituent College of Pondicherry)
Lawspet, Puducherry – 605 008.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the First Respondent to include the one year Diploma certificate in sanitation from Pondicherry University Community College as one of the eligible criteria for applying for the 2448 posts of Multipurpose Health Worker in the Health and Wellness Centres across the State of Tamil Nadu in the Annexure VI-A of the G.O.Ms.No.531, Health and Family Welfare (EAP II-2) Department dated 25.11.2021 issued by the First Respondent.

For Petitioners : Mrs. Nalini Chidambaram,
Senior Counsel
for Ms. C.Uma

For Respondents : Mr. B.Vijay,
Additional Government Pleader
(for R1 to R6)

No appearance (for R7)



W.P. Nos. 25671, 25675 and 26518 of 2021 and
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W.P. No. 272 of 2022

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1. P.Vadivel
2. A.Jeganathan
3. S.Vinoth
4. V.Viswanathan
5. M.Thiruppathi
6. C.Suresh
7. R.Mani
8. R.Aruchamy
9. R.Selvakumar
10. D.Pragatheswaran
11. R.Karthick
12. B.Eswaran
13. M.Parasuraman
14. R.Rajkumar
15. P.Thangeswaran
16. K.Prakash
17. A.Askar Ali
18. M.Prakasha Ruban
19. C.Suresh
20. S.Thamizharasan
21. E.Kannan Maharaja
22. M.Venkatesan
23. V.Yuvraj



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

24. V.Dhamotharan

25. P.Aravindhnan

26. N.Meenakshi Sundar

27. C.Dineshkumar

28. A.Senthil Velkumar

29. K.Parthasarathi

30. S.Kalaichelvan

31. S.Sanjay

... Petitioners

-VS-

1. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Health and Family Welfare Department,
Secretariat, Fort St. George,
Chennai – 600 009.

2. The Director of Public Health and Preventive Medicine,
DMS Compound, Anna Salai,
Teynampet,
Chennai – 600 006.

3. The Chairman,
Medical Recruitment Board,
7th Floor, DMS Compound,
359 Anna Salai,
Chennai – 600 006.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the Respondents to implement G.O.Ms. No. 338, Health and Family Welfare Department dated 02.08.2019 to fill up the regular sanctioned vacancies to the post of Health



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Inspector Grade – II as per the qualification prescribed in the Government Order and consequently consider the Petitioners for selection for regular appointment to the sanctioned post of Health Inspector Grade-II based on the merit in the selection and based on the representation submitted by the Petitioners.

For Petitioners	:	Mr. G.Sankaran, Senior Counsel for Mr. S.Nedunchezhiyan
For Respondents	:	Mr. B.Vijay, Additional Government Pleader (for R1 and R2) Mr. M.Loganathan (for R3)

W.P. No. 19996 of 2022

1. P.E.Saravanan
2. P.Mohan
3. S.Murali
4. M.Lakshmipathi
5. M.Kulandaivelu
6. R.Tamilvanan
7. D.Veerarajan
8. C.Ezhilselvan
9. G.Karthikeyan
10. D.Karikalcholan
11. B.Murugan
12. D.Pradaban



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

13. R.Rajaguru
14. V.Vignesh
15. R.Viji
16. T.Raman
17. R.Krishnaraj
18. J.Prathap
19. T.Jeyashreevishnu Kumar
20. K.Suresh Kumar
21. S.Gopinathan
22. R.Marimuthu
23. P.Udhayanithi
24. A.Rajadurai
25. T.Rajamanickam
26. S.Chithambaram
27. A.Kathiravan
28. N.Sugumaran
29. P.Sivakandan
30. G.Ravi
31. G.Venkatesh
32. G.Kumaresan
33. M.Bakiyaraj
34. R.Kumar
35. R.Manjini

... Petitioners

-VS-



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

1. The State of Tamil Nadu,
Rep.by its Principal Secretary to Government,
Health and Family Welfare Department,
Secretariat, Fort St.George,
Chennai – 600009.
 2. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
 3. The Director,
Directorate of Public Health and Preventive Medicine,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.
 4. The Commissioner,
Municipal Administration & Water Supply Department,
Chepauk, Chennai – 600 005.
 5. The Principal,
Pondicherry University Community College,
(A Constituent College of Pondicherry)
Lawspet, Puducherry – 605 008.
- ... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, directing the Second Respondent to pay the monthly salary of the Petitioners amounting to Rs. 20,000/- per month from February 2022 onwards and continue to pay the salary of the Petitioners who are working as Multipurpose Health Workers even as on date.

For Petitioners : Mrs. Nalini Chidambaram,
Senior Counsel
for Ms. C.Uma



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

For Respondents

:

Mr. B.Vijay,
Additional Government Pleader
(for R1 to R4)

No appearance (for R5)

W.P. No. 803 of 2023

1. P. Vadivel
2. M. Thiruppathi
3. C. Suresh
4. R. Mani
5. R. Aruchamy
6. R. Selvakumar
7. D. Pragatheswaran
8. R. Karthick
9. B. Eswaran
10. R. Rajkumar
11. P. Thangeswaran
12. M. Prakasha Ruban
13. S. Tamizharasan
14. M. Venkatesan
15. A.Senthil Velkumar

... Petitioners

-VS-

1. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Health and Family Welfare Department,
Secretariat, Fort St. George,
Chennai – 600 009.



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

2. The Director of Public Health and Preventive Medicine,
DMS Compound, Anna Salai,
Teynampet, Chennai – 600 006.

3. The Chairman,
Medical Recruitment Board,
7th Floor, DMS Compound,
359 Anna Salai, Chennai – 600 006.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order issued by the Second Respondents in R.No.24974/Mp1/S1/2020 dated 03.01.2023 and to quash the same insofar as the Petitioners are concerned and consequently directing the Respondents to allow the Petitioners to continue to work as Health Inspector Grade-II in accordance with proceedings of Second Respondent in R.No.24974/MP1/S1/2020 dated 30.06.2021.

For Petitioners : Mr. G.Sankaran,
Senior Counsel
for Mr. S.Nedunchezhiyan

For Respondents : Mr. B.Vijay,
Additional Government Pleader
(for R1 and R2)

Mr. M.Loganathan (for R3)



W.P. Nos. 25671, 25675 and 26518 of 2021 and
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W.P. No. 832 of 2023

WEB COPY

1. P.E.Saravanan
2. P.Mohan
3. P.Venkateswaran
4. R.Manikandan
5. K.Suresh Kumar
6. R.Suresh
7. D.Senthilkumar
8. R.Tamilvanan
9. M.Kathiravan
10. P.Sivakandan
11. S.Murali
12. R.Kumar
13. M.Bakiyaraj
14. G.Ravi
15. N.Sugumaran
16. N.Muthu
17. A.Ramu
18. M.Baskaran
19. R.Manjini
20. M.Kumar
21. M.Mouttouramin
22. S.Nirmalkumar
23. T.Raman



W.P. Nos. 25671, 25675 and 26518 of 2021 and
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24. D.Pradaban
25. J.Udhayakumar
26. B.Murugan
27. R.Prakash
28. V.Rajasekar
29. V.Veeramanikandan
30. D.Karikalcholan
31. V.Vignesh
32. R.Rajaguru
33. S.Chithambaram
34. S.Balasubramaniyan
35. C.Selvadurai
36. P.Vinoth
37. J.Prathap
38. V.Vignesh
39. G.Kumaresan
40. R.Venugopal
41. A.Kathiravan
42. G.Karthikeyan
43. G.Venkatesh
44. S.Ananth
45. R.Krishnaraj
46. B.Manimaran
47. M.Lakshmipathi
48. V.Mugunthanraj



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

49. P.Udayanithi
50. R.Viji
51. V.Ramamoorthy
52. R.Thamaraikkannan
53. D.Kolanjinathan
54. R.Marimuthu
55. M.Kulandaivelu
56. E.P.Vinoth
57. D.Vinothkumar
58. T.Suresh
59. S.Gopinathan
60. T.Jeyashreevishnu Kumar
61. T.Saranraj
62. D.Veerarajan
63. M.Sathishkumar
64. A.Karthikeyan
65. D.Jaganmani
66. K.Ganesh
67. A.Rajadurai
68. G.Satheeshkumar
69. K.Balaji
70. S.Jayachandran
71. G.Subash

... Petitioners

-VS-



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

1. The State of Tamil Nadu,
Rep. by its Secretary to Government,
Health and Family Welfare Department,
Fort St. George, Chennai – 600 009.
2. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
3. The Director,
Directorate of Public Health and Preventive Medicine,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the order passed by the Third Respondent dated 03.01.2023 having Ref.No.R.No.24974/MP1/S1/2020 and quash the same and consequently issue direction to the Respondents to allow the Petitioners to continue to work in the present place as Multi Purpose Health Workers as per the interim order of status quo of this Hon'ble Court dated 06.12.2021 in W.M.P. Nos. 27110 and 27117 of 2021 in W.P. Nos. 25671 of 2021 and 25675 of 2021.

For Petitioners	:	Mrs. Nalini Chidambaram, Senior Counsel for Ms. C.Uma
For Respondents	:	Mr. B.Vijay, Additional Government Pleader



W.P. Nos. 25671, 25675 and 26518 of 2021 and
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W.P. No. 7306 of 2023:-

1. P.E.Saravanan
2. P.Mohan
3. P.Venkateswaran
4. R.Manikandan
5. K.Suresh Kumar
6. R.Suresh Kumar
7. D.Senthilkumar
8. R.Tamilvanan
9. M.Kathiravan
10. P.Sivakandan
11. S.Murali
12. R.Kumar
13. M.Bakiyaraj
14. G.Ravi
15. N.Sugumaran
16. N.Muthu
17. A.Ramu
18. M.Baskaran
19. R.Manjini
20. M.Kumar
21. M.Mouttouramin
22. S.Nirmalkumar
23. T.Raman
24. D.Pradaban



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25. J.Udhayakumar
26. B.Murugan
27. R.Prakash
28. V.Rajasekar
29. V.Veeramanikandan
30. D.Karikalcholan
31. V.Vignesh
32. R.Rajaguru
33. S.Chithambaram
34. S.Balasubramaniyan
35. C.Selvadurai
36. P.Vinoth
37. J.Prathap
38. V.Vignesh
39. G.Kumaresan
40. R.Venugopal
41. A.Kathiravan
42. G.Karthikeyan
43. G.Venkatesh
44. S.Ananth
45. R.Krishnaraj
46. B.Manimaran
47. M.Lakshmipathi
48. V.Mugunthanraj
49. P.Udayanithi



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50. R.Viji
51. V.Ramamoorthy
52. R.Thamaraikkannan
53. D.Kolanjinathan
54. R.Marimuthu
55. M.Kulandaivelu
56. E.P.Vinoth
57. D.Vinothkumar
58. T.Suresh
59. S.Gopinathan
60. T.Jeyashreevishnu Kumar
61. T.Saranraj
62. D.Veerarajan
63. M.Sathishkumar
64. A.Karthikeyan
65. D.Jaganmani
66. K.Ganesh
67. A.Rajadurai
68. G.Satheeshkumar
69. K.Balaji
70. S.Jayachandran
71. G.Subash

... Petitioners

-VS-



W.P. Nos. 25671, 25675 and 26518 of 2021 and
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W.P. Nos. 803, 832, 7306 and 7372 of 2023

1. The State of Tamil Nadu,
Rep. by its Secretary to Government,
Health and Family Welfare Department,
Fort St. George, Chennai – 600 009.
2. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
3. The Director,
Directorate of Public Health and Preventive Medicine,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the order passed by the Third Respondent dated 01.03.2023 having Ref.No.R.No.24974/MP1/S1/2020 and quash the same and consequently issue direction to the Respondents to allow the Petitioners to continue to work in the present place as Multi Purpose Health Workers until the Petitioners are absorbed permanently in the post of Multi Purpose Health Workers (Formerly Health Inspector Grade II) in the Directorate of Public Health and Preventive Medicine.

For Petitioners	:	Mrs. Nalini Chidambaram, Senior Counsel for Ms. C.Uma
For Respondents	:	Mr. B.Vijay, Additional Government Pleader



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W.P. No. 7372 of 2023

1. P.Vadivel
2. M.Thiruppathi
3. C.Suresh
4. R.Mani
5. R.Aruchamy
6. R.Selvakumar
7. D.Pragatheswaran
8. R.Karthick
9. B.Eswaran
10. R.Rajkumar
11. P.Thangeswaran
12. M. Prakasha Ruban
13. S.Tamizharasan
14. M.Venkatesan
15. A.Senthil Velkumar

... Petitioners

-VS-



W.P. Nos. 25671, 25675 and 26518 of 2021 and
W.P. Nos. 272 and 19996 of 2022 and
W.P. Nos. 803, 832, 7306 and 7372 of 2023

1. The State of Tamil Nadu,
Rep.by its Principal Secretary to Government,
Health and Family Welfare Department,
Secretariat, Fort St.George,
Chennai – 600009.
2. The Director of Public Health and Preventive Medicine,
DMS Compound, Anna Salai,
Teynampet,
Chennai – 600006.
3. The Chairman,
Medical Recruitment Board,
7th Floor, DMS Compound,
359 Anna Salai, Chennai – 600 006.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India, 1950, praying to issue a Writ of Mandamus, calling for the records relating to the impugned order issued by the Second Respondent in R.No.24974/MP1/S1/2020 dated 01.03.2023 and to quash the same insofar as the Petitioners are concerned and consequently directing the Respondents to allow the Petitioners to continue to work as Health Inspector Grade – II in accordance with proceedings of Second Respondent in R.No.24974/MP1/S1/2020 dated 30.06.2021.

For Petitioners	:	Mr. G.Sankaran, Senior Counsel for Mr. S.Nedunchezhiyan
For Respondents	:	Mr. B.Vijay, Additional Government Pleader (for R1 and R2)
		Mr. M.Loganathan (for R3)



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W.P. Nos. 803, 832, 7306 and 7372 of 2023

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COMMON ORDER

Heard Mrs. Nalini Chidambaram, Learned Senior Counsel for the Petitioners in W.P. Nos. 25671, 25675 and 26518 of 2021, 19996 of 2022, 832 and 7306 of 2023, Mr. G.Sankaran, Learned Senior Counsel for the Petitioners in W.P. Nos. 272 of 2022, 803 and 7372 of 2023, and Mr. B.Vijay, Learned Additional Government Pleader appearing for the Government-Respondents in all the Writ Petitions and Mr. B.Loganathan, Learned Counsel for the Medical Recruitment Board in W.P. Nos. 272 of 2022, 803 and 7372 of 2023 and perused the materials placed on record, apart from the pleadings of the parties.

2. As the controversies involved in these Writ Petitions are inextricably connected with each other, they are taken up for common adjudication by this order.

3. The Government of Tamil Nadu by G.O.Ms. No. 95, Health and Family Welfare Department dated 13.03.2020 in the exercise of powers conferred under the Tamil Nadu Public Health Act, 1939, had declared Covid-19 as a notified disease in the State of Tamil Nadu, and had permitted the Director of



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Public Health and Preventive Medicine to engage 2715 Multipurpose Health Worker (Male) in the post of Health Inspector Grade II on outsourcing as a temporary measure to meet the exigencies of that situation. Such appointments were made on a consolidated pay of Rs. 20,000/- per month through outsourcing agencies initially for a period of two months, which was periodically extended upto 31.03.2022 taking note of the pandemic requirements. As against 1646 persons who had been hired in the said post, 1560 of them left their job on expiry of contractual tenure. The remaining 86 persons, who are amongst the Petitioners in the Writ Petition in W.P. No. 25671 of 2021 (filed on 26.11.2021) have sought for a direction to the Government of Tamil Nadu to issue appointment orders on permanent basis to candidates with one year Diploma in Sanitation from Pondicherry University Community College, who had been temporarily engaged as Health Inspector Grade II during the Covid pandemic. This Court by an interim order dated 06.12.2021 in W.M.P. No. 27110 of 2021 in W.P. No. 25671 of 2021 had required *status quo* regarding employment of those Petitioners in the said Writ Petition to be maintained, which continues to be in force as on date.



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4. The Petitioners in the Writ Petition in W.P. No. 272 of 2022 (filed on 05.01.2023) have sought for a direction to fill up the sanctioned vacancies in the post of Health Inspector Grade II as per the qualification prescribed in G.O. Ms. No. 338 Health and Family Welfare Department dated 02.08.2019 issued by the Government of Tamil Nadu and consequently consider them for selection to that post based on the representations made by them. The benefit of the aforesaid interim order granted in W.P. No. 25671 of 2021 have been extended to these Petitioners also by order dated 10.01.2022 passed in W.M.P. No. 298 of 2022 in W.P. No. 272 of 2022 passed by the Court.

5. The Principal, Pondicherry University Community College by Letter no. 23.09.2021 had requested the Director of Public Health and Preventive Medicine, Government of Tamil Nadu, Chennai, to recognize the Diploma programme in Sanitary Inspector of that institution for recruitment purposes in Tamil Nadu as in Puducherry. The Petitioners in the Writ Petition in W.P. No. 25675 of 2021 (filed on 26.11.2021) have sought for a direction to the Government of Tamil Nadu to implement it.



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6. The Petitioners in W.P. No. 26518 of 2021 (filed on 08.12.2021) have sought direction to the Government of Tamil Nadu to include one year Diploma certificate from Pondicherry University Community College as one of the eligibility criteria to apply for the posts of 2448 Multipurpose Health Worker in the Health and Wellness Centres across Tamil Nadu in the Annexure VI-A to G.O.Ms. No. 531, Health and Family Welfare (EAP II-2) Department dated 25.11.2021 issued by the Government of Tamil Nadu.

7. The grievance ventilated by the Petitioners in the Writ Petition in W.P. No. 19996 of 2022 (filed on 27.07.2022) is that they have not been paid the salary of Rs.20,000/- from February 2022 to July 2022 and have sought for appropriate directions in that regard.

8. The Director of Public Health and Preventive Medicine by Proceedings R.No. 24974/MP1/S1/2020 dated 03.01.2023, after taking note of the decision to dispense with the services of the temporary engagement of the outsourced Health Inspector Grade-II with effect from 31.03.2022 and the continuance of the interim order of *status quo* passed in W.P. No. 25671 of 2021 and W.P. No. 272 of 2022 by the Court, instructed to divert and utilize the services of those



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85 Temporary Health Inspectors Grade-II at various places in the Health and Wellness Centres under the National Health Mission Scheme (NHM). The said order has been challenged by the Petitioners in W.P. No. 803 of 2023 (filed on 09.01.2023), W.P. No. 832 of 2023 (filed on 09.01.2023) W.P. No.7306 of 2023 (filed on 03.03.2023) and W.P. No. 7372 of 2023 (filed on 06.03.2023) contending that the consolidated pay of Rs. 20,000/- per month paid to them as Health Inspector Grade II would get reduced to Rs. 14,000/- per month in the changed dispensation and as such, they should be permitted to continue in the existing post.

9. Having regard to various reliefs sought by the Petitioners in the aforesaid Writ Petitions, the following points arise for consideration:-

- (i) Whether the persons who had been temporarily engaged as Health Inspector Grade II on contractual basis from March 2020 are entitled to permanent absorption in service? (W.P. No. 25671 of 2021)
- (ii) Whether the persons holding one year Diploma in Sanitary Inspector from Pondicherry University Community College are entitled to seek inclusion of the said course of study as eligibility criteria for recruitment purpose in Tamil Nadu as in Puducherry including applying



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- for the 2448 posts of Multipurpose Health Workers in the Health and Wellness Centres across Tamil Nadu in Annexure VI-A to G.O.Ms. No. 531, Health and Family Welfare Department, dated 25.11.2021 issued by the Government of Tamil Nadu? (W.P. Nos. 25675 and 26518 of 2021)
- (iii) Whether any direction could be issued to the Government of Tamil Nadu to fill up the sanctioned vacancies in the post of Health Inspector Grade II as per the qualifications prescribed in G.O. Ms. No. 338, Health and Family Welfare (L1) Department dated 02.08.2019 issued by the Government of Tamil Nadu? (W.P. No. 272 of 2022)
- (iv) Whether any direction has to be issued to the Government of Tamil Nadu for payment of salary of Rs. 20,000/- per month from February 2022 to July 2022 to certain persons who had been employed as Health Workers Grade II? (W.P. No. 19996 of 2022)
- (v) Whether the persons who had been temporarily engaged as Health Inspector Grade II on consolidated pay are entitled to receive Rs. 20,000/- per month after diverting to utilize their services in the Health and Wellness Centres under the National Health Mission Scheme when the consolidated pay for the same has been fixed at



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Rs. 14,000/- per month or continue their services as Health Inspector Grade II on consolidated pay of Rs. 20,000/- per month in the same place till they are permanently absorbed in service? (W.P. Nos. 803, 832 and 7306 of 2023)

10. **Point (i):** Whether the persons who had been temporarily engaged as Health Inspector Grade II on contractual basis from March 2020 are entitled to permanent absorption in service? (W.P. No. 25671 of 2021)

It is not in dispute that the Petitioners had been temporarily engaged as Health Inspector Grade II on contractual basis from March 2020 to meet the emergent needs of the pandemic requirements and their appointments had not been made following the prescribed procedure under the recruitment rules after invitation to all qualified candidates to apply for the post at that relevant point of time in consonance with the mandate of Articles 14 and 16 of the Constitution of India. At this juncture, it would be necessary to quote the legal position on regularization of service in public employment as laid down by the Constitution Bench of the Hon'ble Supreme Court of India in *Secretary, State of Karnataka -vs- Umadevi* [(2006) 4 SCC 1], which reads as follows:-



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“47. When a person enters a temporary employment or gets engagement as a contractual or casual worker and the engagement is not based on a proper selection as recognised by the relevant rules or procedure, he is aware of the consequences of the appointment being temporary, casual or contractual in nature. Such a person cannot invoke the theory of legitimate expectation for being confirmed in the post when an appointment to the post could be made only by following a proper procedure for selection and in cases concerned, in consultation with the Public Service Commission. Therefore, the theory of legitimate expectation cannot be successfully advanced by temporary, contractual or casual employees. It cannot also be held that the State has held out any promise while engaging these persons either to continue them where they are or to make them permanent. The State cannot constitutionally make such a promise. It is also obvious that the theory cannot be invoked to seek a positive relief of being made permanent in the post.



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48.Those who are working on daily wages formed a class by themselves, they cannot claim that they are discriminated as against those who have been regularly recruited on the basis of the relevant rules. No right can be founded on an employment on daily wages to claim that such employee should be treated on a par with a regularly recruited candidate, and made permanent in employment, even assuming that the principle could be invoked for claiming equal wages for equal work. There is no fundamental right in those who have been employed on daily wages or temporarily or on contractual basis, to claim that they have a right to be absorbed in service. As has been held by this Court, they cannot be said to be holders of a post, since, a regular appointment could be made only by making appointments consistent with the requirements of Articles 14 and 16 of the Constitution. The right to be treated equally with the other employees employed on daily wages, cannot be extended to a claim for equal treatment with those who were regularly employed. That would be treating unequals as equals. It cannot also be relied on to claim a right to be absorbed in service even



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*though they have never been selected in terms of the relevant
recruitment rules....”*

In view of the aforesaid binding dictum of the Highest Court of the Land, the Petitioners cannot claim any right for absorption or permanent continuance in the post and if such benefit is extended to them, it would squarely amount to blatant violation of the constitutional scheme, which cannot be countenanced.

11. **Point (ii):** Whether the persons holding one year Diploma in Sanitary Inspector from Pondicherry University Community College are entitled to seek inclusion of the said course of study as eligibility criteria for recruitment purpose in Tamil Nadu as in Puducherry including applying for the 2448 posts of Multipurpose Health Workers in the Health and Wellness Centres across Tamil Nadu in Annexure VI-A to G.O.Ms. No. 531, Health and Family Welfare Department, dated 25.11.2021 issued by the Government of Tamil Nadu? (W.P. Nos. 25675 and 26518 of 2021)

Some of the persons, who had temporarily worked as Health Inspector Grade II on contract basis were holding one year Diploma in Sanitary Inspector from



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Pondicherry University Community College, but the said course of study had not been included in Annexure VI-A to G.O.Ms. No. 531, Health and Family Welfare Department, dated 25.11.2021 issued by the Government of Tamil Nadu, though the Principal of Pondicherry University Community College had recommended for its inclusion as eligibility criteria for recruitment purpose in Tamil Nadu as in Puducherry. In this context, it would be useful to recapitulate the principles relating to determination of equivalence of prescribed qualifications for any post under the State with any other given qualification, as highlighted in *Devender Bhaskar -vs- State of Haryana* (Order dated 24.11.2021 in Civil Appeal No. 7031 of 2021) from the earlier decisions of the Hon'ble Supreme Court of India referred below:-

(i) ***Mohammad Shujat Ali -vs- Union of India*** [(1975) 3 SCC 76]:

The question regarding equivalence of educational qualifications is a technical question based on proper assessment and evaluation of the relevant academic standards and practical attainments of such qualifications. Where the decision of the Government is based on the recommendation of an expert body, then the Court, uninformed of relevant data and unaided by technical insights necessary for the purpose of determining equivalence, would not lightly disturb the



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decision of the Government unless it is based on extraneous or irrelevant considerations or actuated *malafides* or is irrational and perverse or manifestly wrong.

- (ii) ***Ranga Swamy -vs- Government of Andhra Pradesh*** [(1990) 1 SCC 288]:

It is not for the Court to consider the relevance of qualification prescribed for various post.

- (iii) ***State of Rajasthan -vs- Lata Arun*** [(2002) 6 SCC 252]:

The prescribed eligibility qualification for admission to a course or for recruitment to or promotion in service are matters to be considered by the appropriate authority.

- (iv) ***Guru Nanak Dev University -vs- Sanjay Kumar Katwal*** [(2009) 1 SCC 610]:

The equivalence is a technical academic matter. It cannot be implied or assumed. Any decision of the academic body of the university relating to equivalence should be by a specific order or resolution, duly published.

- (v) ***Zahoor Ahmad Rather & Ors -vs- Sheikh Imtiyaz Ahmad*** [(2019) 2 SCC 404]:



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The State, as an employer, is entitled to prescribe qualifications as a condition of eligibility, after taking into consideration the nature of the job, the aptitude required for efficient discharge of duties, functionality of various qualifications, course content leading up to the acquisition of various qualifications, etc.,

The said view has been reinforced in ***Institution of Mechanical Engineers (India) -vs- State of Punjab*** [(2019) 16 SCC 95] in the following words:-

“45.What is the value of that certificate will be considered by each employer as and when the occasion arises. The appellant would certainly be entitled to award Certificate of Membership to its Members. What weightage the Certificates must have is for the individual employers to consider in a given case. The concerned employer may attach due importance to such Certificates while considering the worth and ability of the concerned candidates but to say that the Certificates are equivalent to a degree and as such all the candidates who hold such Certificates are entitled to derive the advantage which a degree holder can, is completely a different issue.”



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This would necessarily mean that it would not be permissible for the Court to enter into the realm of ascertaining the equivalence of prescribed qualification for any post in public service. At the same time, it must be highlighted that the Government of Tamil Nadu has created a mechanism for the said purpose in G.O. Ms. No. 93, Higher Education (K2) Department, dated 30.05.2019 by constituting the equivalence committee under the Chairmanship of the Secretary to Government, Higher Education Department and has also prescribed the manner in which such exercise would have to be conducted. As such, if the Petitioners have any grievance relating to non-inclusion of their course of study in the prescribed qualification for filling up the vacancies in the regular post, they would have to work out their remedies accordingly in that regard.

12. **Point (iii):** Whether any direction could be issued to the Government of Tamil Nadu to fill up the sanctioned vacancies in the post of Health Inspector Grade II as per the qualifications prescribed in G.O. Ms. No. 338, Health and Family Welfare (L1) Department dated 02.08.2019 issued by the Government of Tamil Nadu? (W.P. No. 272 of 2022)



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It is contended by the Respondents that in furtherance to the recommendations made on 19.08.2021 by the Director of Public Health and Preventive Medicine, it has been proposed to amend the service rule prescribing the qualification for the post of Multipurpose Health Worker /Health Inspector Grade II and carry out the recruitment process for filling up the vacancies in the post after publication of the said amendment. The changes in the prescribed qualification are reflected in the self-explanatory tabular statement below:-

Prior to 13.04.2017	After 13.04.2017
Must possess one year Multipurpose Health Worker (Male) Sanitary Inspector Course Certificate granted by the Director of Public Health and Preventive Medicine or said course in University affiliated /Government recognized institutions.	Must possess Two years Multipurpose Health Worker (Male) Sanitary Inspector Course Certificate granted by the Director of Public Health and Preventive Medicine or said course in University affiliated /Government recognized institutions. The syllabus followed in such institutions should be equivalent to the syllabus prescribed by the Director of Public Health and Preventive Medicine.

The said reasons explained by the Respondents justifies their inability to fill up the vacancies as per the existing qualification prescribed in G.O. Ms. No. 338,



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Health and Family Welfare (L1) Department, dated 02.08.2019, issued by the Government of Tamil Nadu, which cannot be faulted. It has been emphatically ruled by the Constitution Bench of the Hon'ble Supreme Court of India in ***Shankarsan Dash -vs- Union of India*** [(1991) 3 SCC 47], where it has been enunciated as follows:-

“ Unless the relevant recruitment rules so indicate, the State is under no legal duty to fill up all or any of the vacancies. However, it does not mean that the State has the licence of acting in an arbitrary manner. The decision not to fill up the vacancies has to be taken bona fide for the appropriate reasons. And if the vacancies or any of them are filled up, the State is bound to respect the comparative merit of the candidates, as reflected at the recruitment test, and no discrimination can be permitted.... ”

Viewed from that perspective, it is not possible for this Court to issue any direction as sought for immediately filling up the vacancies without carrying out the proposed amendments relating to the eligibility conditions in the service rules.



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13. **Point (iv):** Whether any direction has to be issued to the Government of Tamil Nadu for payment of salary of Rs. 20,000/- per month from February 2022 to July 2022 to certain persons who had been employed as Health Workers Grade II? (W.P. No. 19996 of 2022)

Insofar as the claim for non-payment of salary to some of the Petitioners from February 2022 to July 2022 is concerned, the Respondent have disputed such liability by raising the plea that the concerned persons have not attended to duty for which they would not be entitled to any remuneration during that period. In such circumstances, the concerned persons would have to make representations before the salary disbursing authority along with proof of their attendance for the relevant period and in turn, the said authority would have to examine the same and pass appropriate orders thereon to pay their salaries due, if any, for the exact period that they establish to have actually worked.

14. **Point (v):** Whether the persons who had been temporarily engaged as Health Inspector Grade II on consolidated pay are entitled to receive Rs. 20,000/- per month after diverting to utilize their services in the Health and Wellness Centres under the National Health Mission Scheme when the



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consolidated pay for the same has been fixed at Rs. 14,000/- per month or continue their services as Health Inspector Grade II on consolidated pay of Rs. 20,000/- per month in the same place till they are permanently absorbed in service? (W.P. Nos. 803, 832 and 7306 of 2023)

It has been demonstrated by the Respondents that the necessity to temporarily engage the persons appointed as Health Inspector Grade II on consolidated pay has ceased and it was decided to dispense with their services with effect from 31.03.2022. However, in view of the continuance of the interim order of *status quo* passed by this Court in W.P. No. 25671 of 2021 and 272 of 2022, these persons have been permitted to continue to work in that post and the Respondents have filed applications in W.M.P. Nos. 8686, 8692 and 23726 of 2022, to vacate the said interim orders. The Respondents have also expressed their financial difficulties in continuing to pay salary to those persons engaged as Health Inspectors Grade II as there has not been allocation of funds for the same. In that backdrop, the decision has been taken as reflected from the proceedings in R.No.24974/MP1/S1/2020 dated 03.01.2023 from the Director of Public Health and Preventive Medicine, Chennai, to divert and utilize the services of the 85 temporarily engaged Health Inspectors Grade II as mentioned



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in the list enclosed to that order, in the Health and Wellness Centres on contract basis under the National Health Mission Scheme.

15. In view of the aforesaid reasons, which deserve acceptance, it is not possible to accede to the claim of the Petitioners to either continue to engage them in the same places as Health Inspector Grade II on the consolidated pay of Rs. 20,000/- per month or to pay the said amount instead of Rs. 14,000/- if their services are diverted to be utilized at various places in the Health and Wellness Centres under the National Health Mission Scheme. It must be pointed out here that the proposal to divert and utilize the services of the persons temporarily engaged as Health Inspector Grade II in the Health and Wellness Centres under the National Health Mission Scheme is evidently a humanitarian gesture without any legal obligation to do so and if the concerned persons do not want to accept the said arrangement, they would have to only leave from service and cannot expect pay protection or further continuance in employment.

16. In the additional common affidavit dated 16.03.2023 filed by the Director of Public Health and Preventive Medicine, it has been stated that the Respondents are inclined to engage the services of the Petitioners on



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contractual basis in the Health and Wellness Centres established under the Universal Health Coverage Scheme with a consolidated pay of Rs. 14,000/- per month and such temporary appointments would be made only through District Health Societies in the respective Districts as per the directions in the order dated 21.01.2021 in W.P. (MD) No. 19565 of 2020 passed by the Division Bench of this Court. The details of re-engagement of 86 persons with effect from 01.04.2023 furnished by the Respondent is extracted below:-

Name of the HUD	Sl. No.	Name of the outsourced HI GR 2	Posted to Health and Wellness Centre in name of HUD	Posted to Health and Wellness Centre
Attur	1	D. Vinothkumar	Salem	Kannankurichi
Coimbatore	2	D.Jaganmani	Coimbatore	ETR Valparai
	3	S.Mani	Coimbatore	Poluvampatti
	4	R.Selvakumar	Coimbatore	Varadhayarkaripalayam
	5	D.Pragatheeswaran	Coimbatore	Muthugoundanur
	6	R.Arummy	Coimbatore	Thennamanallur
Cuddalore	7	A.Tamilvanan	Cuddalore	Sivakkam
	8	T.Raman	Chengalpet	Perumbakkam
	9	K.Sureshkumar	Chengalpet	Cuddalore
	10	R.Manikandan	Chengalpet	Kodur
	11	D.Senthilkumar	Chengalpet	Chengattur
	12	P.Venkateswaran	Chengalpet	Nelvaipalayam
	13	Sivakandan	Chengalpet	Mamandur
	14	S.Nirmalkumar	Chengalpet	Muduchur
	15	V.Ramamoorthy	Chengalpet	Ayapakkam
	16	D.Kolanginathan	Chengalpet	Manamai



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W.P. Nos. 803, 832, 7306 and 7372 of 2023

Name of the HUD	Sl. No.	Name of the outsourced HI GR 2	Posted to Health and Wellness Centre in name of HUD	Posted to Health and Wellness Centre
	17	T.Saranraj	Chengalpet	Sogandi
Dharmapuri	18	E.P.Vinoth	Dharmapuri	Dharmapuri
Kallakurichi	19	M.Venkateswaran	Paramakudi	Chinnaervadi
	20	R.Kumar	Paramakudi	Kavakulam
	21	M.Bakiyaraj	Paramakudi	S.Naripaiyur
	22	S.Anandh	Paramakudi	S.Mookkaiyur
	23	S.Chidambaram	Paramakudi	Siraiikulam
	24	R.Thamaraikannan	Paramakudi	Vallakulam
	25	A.Kathiravan	Paramakudi	T.M.Kottai
	26	G.Venkateswaran	Paramakudi	Keelamunthal
	27	S.Jeyachandran	Paramakudi	Seranthai
Madurai	28	P.Thangeswaran	Madurai	Chokkalingapuram
	29	M.Prakasha Roopan	Dindigul	Kanavaipatti
Myladuthurai	30	A.Rajadurai	Myladuthurai	Thandavakulam
	31	K.Ganesh	Thanjavur	Chinnaavudaiyarkoil
	32	G.Subash	Thanjavur	Keelakurichi
Namakkal	33	M.Sathishkumar	Namakkal	Nariyangadu
	34	D.Suresh	Namakkal	O. Sowdhapuram
Palani	35	A.Senthivel Kumar	Erode	Kuruchi
Paramakudi	36	S.Balasubramaniam	Paramakudi	Pammanenthal
Ramnad	37	B.Manimaran	Ramnad	Gandhinagar
Tenkasi	38	T.Jeyasree Vishnukumar	Thirunelveli	Koovachipatti
Thanjavur	39	T.Rajamanikam	Thanjavur	Pallathur
	40	V.Mugundhanraj	Thanjavur	Poovanam
Theni	41	P.Vadivel	Dindigul	Alagampatti
	42	R.Rajkumar	Dindigul	Kuttupatti
	43	R.Karthick	Thiruppur	Salavanayakkanpatti



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W.P. Nos. 803, 832, 7306 and 7372 of 2023

Name of the HUD	Sl. No.	Name of the outsourced HI GR 2	Posted to Health and Wellness Centre in name of HUD	Posted to Health and Wellness Centre
	44	M.Tiruppathi	Thanjavur	Udayanadu
	45	M.Karthikeyan	Thanjavur	Sethubabachathiram
Thirupathur	46	C.Suresh	Ranipet	O.Cherry
Thiruppur	47	B.Eswaran	Thiruppur	Karunaipalayam
Thiruvallur	48	D.Veerajan	Chengalpet	Muttukadu
	49	P.Mohan	Poonamallee	Kolappancheri
	50	P.E.Saravanan	Poonamallee	Anaikattucheri
Trichy	51	G.Karthikeyan	Trichy	Malayadipatti
	52	R.Viji	Trichy	Kavalkaranpatti
Villupuram	53	V.Vignesh	Ramnad	Annanagar
	54	R.Venugopal	Ramnad	Soosaiyapparattinam
	55	D.Karikalacholan	Ramnad	Thoppukadu
	56	V.Rajasekar	Ramnad	Naraiyuranni
	57	N.Sugumaran	Ramnad	Valantharavi
	58	D.Pradaban	Ramnad	Alagankulam
	59	M.Kathiravan	Ramnad	Athankarai
	60	J.Prathap	Ramnad	Panaikulam West
	61	A.Ramu	Ramnad	Pudhuvalasai
	62	P.Murugan	Ramnad	Pattinamkathan
	63	J.Udaiyakumar	Ramnad	Rettaiyurani
	64	R.Suresh	Ramnad	Vellarivodai
	65	M.Lakshmipathi	Ramnad	Iyyanthoppu
	66	R.Rajaguru	Ramnad	Irumeni
	67	V.Vignesh	Ramnad	Perunkulam
	68	R.Marimuthu	Ramnad	Thuthivalasai
	69	M.Kulandaivel	Ramnad	Sundaramudayan
	70	G.Ravi	Ramnad	Ayankudi
	71	M.Muthuraman	Ramnad	Melapanaiyur



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Name of the HUD	Sl. No.	Name of the outsourced HI GR 2	Posted to Health and Wellness Centre in name of HUD	Posted to Health and Wellness Centre
	72	M.Kumar	Ramnad	Radhanur
	73	R.Manjini	Ramnad	Sethidal
	74	N.Muthu	Ramnad	A.R.Mangalam
	75	G.Kumaresan	Ramnad	Senkudi
	76	R.Krishnaraj	Ramnad	Kothaiyarkottai
	77	C.Selvadurai	Ramnad	Paranur
	78	R.Prakash	Ramnad	Uppoor
	79	P.Udayanithi	Ramnad	Kazhugurani
	80	S.Murali	Ramnad	Ammankovil
	81	S.Vinoth	Ramnad	Soorankottai
	82	V.Veeramanikandan	Ramnad	Thangayanagar
	83	S.Gopinathan	Ramnad	Pudhukovil
	84	K.Balaji	Ramnad	Kanjeerankudi
	85	M.Baskaran	Ramnad	Panayadienthal
Erode	86	Tamilarasan	Coimbatore	Kottur III

In such circumstances, the interim order of *status quo* relating to the employment of the Petitioners passed by this Court shall stand vacated with effect from 31.03.2023, and it is made clear that if the said 86 persons fail to report for duty at the respective Health and Wellness Centres allotted to them from 01.04.2023, they shall not be entitled to avail the aforesaid benefit that has been extended by the Respondents to them.



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16. It is needless to add here that the Petitioners, if they are otherwise eligible, are not precluded from participating in the recruitment to the post of Health Inspector Grade II, as and when notification for filling up the vacancies is made, and they may also seek relaxation in age from the concerned authority for the period during which they have actually worked under contractual employment during the Covid pandemic , if permissible under the Rules, but no view is expressed by this Court on their entitlement to the same in that regard.

The result of the foregoing discussion is that all the Writ Petitions are dismissed with aforesaid clarifications. Consequently, the connected Miscellaneous Petitions are closed. No costs.

17.03.2023

skr/Maya

Index: Yes/No

Neutral Citation: Yes/No

Note: Issue order copy by 31.03.2023.

To

1. The Secretary to Government of Tamil Nadu,
Health and Family Welfare Department,
Fort St. George, Chennai – 600 009.



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2. The Principal Secretary to Government of Tamil Nadu,
Municipal Administration & Water Supply Department,
Fort St. George, Chennai – 600 009.
3. The Director,
Directorate of Public Health and Preventive Medicine,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.
4. The Commissioner,
Municipal Administration & Water Supply Department,
Chepauk, Chennai – 600 005.
5. The Executive Secretary / Deputy Director,
District Welfare Association,
Health and Family Welfare Department,
No. 359, Anna Salai, DMS Complex,
Teynampet, Chennai – 600 006.
6. The Committee Director,
State Welfare Association,
Health and Family Welfare Department,
No. 359, Anna Salai, 5th Floor, DMS Annex Building,
Teynampet, Chennai – 600 006.
7. The Chairman,
Medical Recruitment Board,
7th Floor, DMS Compound,
359 Anna Salai, Chennai – 600 006.
8. The Principal,
Pondicherry University Community College,
(A Constituent College of Pondicherry)
Lawspet, Puducherry – 605 008.



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P.D. AUDIKESAVALU, J.

skr/Maya

**W.P. Nos. 25671, 25675 and 26518 of 2021
and
W.P. Nos. 272 and 19996 of 2022
and
W.P. Nos. 803, 832, 7306 and 7372 of 2023**

Dated: 17.03.2023