



WEB COPY



Cont.pet.No.23 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **21.02.2023**

CORAM:

THE HON'BLE MR.JUSTICE S.VAIDYANATHAN
AND
THE HON'BLE MS.JUSTICE P.T.ASHA

Contempt Petition No.23 of 2023

M/s. Thomas Stella Shanthi ... Petitioner

...Vs...

1.Dr.A.Chandranathan M.D,
The Director of Medical and Rural
Health Service Department,
DMS Complex, Chennai-600 006.

2. Dr.Narayana Babu, MD, DCH,
The Director of Medical Education,
Chepauk, Chennai-600 005.

.... Respondents

Prayer: Petition filed under Section 11 of the Contempt of Courts Act, 1971 to punish the Respondents herein for non compliance and willful disobedience of the order of this Hon'ble Court dated 31.07.2019 made in W.A.No.1554 of 2019.

For Petitioner : Mr.M.Venkatak Krishnan
For Respondents : Mr.Kumaresan
Additional Advocate General
Assisted by
Mr.S.John J.Raja Singh
Additional Government Pleader



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ORDER

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2. Today, when the contempt petition is taken up for hearing, the learned Additional Public Prosecutor appearing for the Respondents submitted that the order passed by this Court on 31.07.2019 has been complied with. He has also produced the Affidavit dated 20.02.2023 of the 1st Respondent to that effect. Paragraph 8 of the said Affidavit is extracted below:

"8. I submit that as per direction of Hon'ble High Court of Madras in Judgement dated:31.07.2019 in W.A.No.1554 of 2019 to implement the Judgement dated:31.07.2019 in W.A.No.1554 of 2019 of the Hon'ble High Court of Madras and issued orders as follows:

i. Notionally fixed her seniority with effect from 26.11.2001 (i.e) from the date of her appointment on contract basis vide order dated 26.11.2021.

ii. As per the direction of Hon'ble High Court Madras, Tmt. Thomas Stella Shanthi, Staff Nurses is not eligible for monetary benefits.

iii. Consequently, this individual's seniority now re-fixed notionally as tabled below:-



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<i>Sl.No.</i>	<i>Seniority No. as on 01.01.2005 as per civil nursing list</i>	<i>Now re-fixed her seniority in the civil nursing list as</i>	<i>Name of the staff nurse</i>
<i>1</i>	<i>8550</i>	<i>-</i>	<i>Antony Shanta Kumari</i>
<i>2</i>	<i>8788</i>	<i>8550-A</i>	<i>Thomas Stella Shanthi</i>
<i>3</i>	<i>8551</i>	<i>-</i>	<i>Arunachala Thevar Meenakshi</i>

3.Recording the submission of the learned Additional Government Pleader and the Affidavit dated 20.02.2023, this contempt petition stands closed. No costs.

**[S.V.N,J.,] [P.T.A,J.,]
20.02.2023**

arr

To

1.Dr.A.Chandranathan M.D,
The Director of Medical and Rural
Health Service Department,
DMS Complex, Chennai-600 006.

2. Dr.Narayana Babu, MD, DCH,
The Director of Medical Education,
Chepauk, Chennai-600 005.



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**S.VAIDYANATHAN, J.
AND
P.T.ASHA, J.**

arr

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