

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.03.2023

CORAM

The Honourable Mr. Justice **R.SURESH KUMAR**
and
The Honourable Mr. Justice **K.K.RAMAKRISHNAN**

WA.(MD)No.914 of 2013
and Mp.No.1 of 2013

T.S.Pradeepa

.. Appellant/Petitioner

Vs.

1.The Principal Secretary to Government
Health and Family Welfare (B2) Department
Fort St. George,
Chennai 09.

2.Medical Services Recruitment Board,
Represented by the Member Secretary
7th Floor, DMS Building,
359 Anna Salai,
Chennai

.. Respondents

Writ Appeal is filed under Clause 15 of the Letters Patent against the order dated 22.07.2013 passed in WP(MD) No.11596 of 2013.

For Petitioner : Mr.S.Rajasekar
For Respondents : Mr.A.K.Manikkam for R1
Special Government Pleader
Mr.T.S.Mohammed
Mohideen for R2

JUDGMENT

[Judgment of the Court was delivered by **R.SURESH KUMAR, J.**]

The appellant is the writ petitioner, who filed the writ petition before the writ Court in W.P.(MD) No.11596/2013 seeking for a writ of mandamus to the 2nd respondent to consider the petitioner for recruitment to the post of Assistant Surgeon (Dental) (General-BDS) under Intercaste marriage quota within the time stipulated by this Court.

2.This writ petition was heard and disposed of by the learned Judge vide order dated 22.07.2013, under which, the learned Judge dismissed the writ petition on the only ground that since there has been no quota for inter-caste marriage, the prayer as sought for by the writ petitioner cannot be considered and in this regard by citing some judgments, the learned Judge has passed the exhaustive order thereby rejecting the plea of the writ petitioner, that is how the appeal has come.

3. Heard the learned counsel for the appellant, the learned special Government pleader for the first respondents and the learned standing counsel for the second respondent.

4. Though some attempt has been made by the learned counsel for the appellant, he is not able to satisfy this Court as to on what basis such a mandamus was sought for when admittedly there was no such quota. Therefore, we have no hesitation to hold that the order impugned passed by the learned Judge has to be sustained, as the same does not warrant any interference. Accordingly, the writ appeal fails and the same is dismissed. No costs. consequently connected Miscellaneous Petition is closed.

(R.S.K.,J.) (K.K.R.K.,J.)
13.03.2023

Index : Yes/No

Internet : Yes

RR

To

1.The Principal Secretary to Government
Health and Family Welfare (B2) Department
Fort St. George,

Chennai 09.

WA(MD)No.914 of 2013

R.SURESH KUMAR,J.
and
K.K.RAMAKRISHNAN,J.

RR

WA .(MD)No.914 of 2013

13.03.2023