



W.P(MD)No.22654 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.10.2023

CORAM

THE HON'BLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.22654 of 2023

and

W.M.P(MD)No.18887 of 2023

K.Joseph Sahayaraj

... Petitioner

Vs.

- 1.The State of Tamil Nadu,
Represented by its Secretary,
Department of Health and Family Welfare,
Fort.St.George, Secretariat,
Chennai-600 009.
- 2.The Director of Medical Education,
Directorate of Medical Education,
No.156, Poonamalle High Road,
New Boopathy Nagar, Chetpet,
Chennai-600 031.
- 3.The Tamil Nadu Dr.M.G.R.Medical University,
Represented by its Registrar,
No.69, Anna Salai,
Guindy,
Chennai-600 032.
- 4.The Academic Officer (FAC),
The Tamil Nadu Dr.M.G.R.Medical University,
No.69, Anna Salai,
Guindy,
Chennai-600 032.



W.P(MD)No.22654 of 2023

5.The Dean,
Madurai Medical College,
Panagal Road,
Alwarpuram,
Madurai-625 020.

... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 2nd and 5th respondents to reinstate the petitioner in service in appropriate post in the 5th respondent college on the basis of the representation of the petitioner, dated 25.08.2023 within a time frame fixed by this Court.

For Petitioner : Mr.C.Jeganathan

For R1, R2 & R5 : Mr.V.Om Prakash
Government Advocate

For R3 & R4 : No Appearance

ORDER

The present writ petition has been filed seeking a Mandamus directing the respondents 2 and 5 to reinstate the petitioner in service in appropriate post in the 5th respondent college on the basis of his representation, dated 25.08.2023.



W.P(MD)No.22654 of 2023

WEB COPY

2. According to the writ petitioner, he was selected to super speciality course (Cardio Thoracic Surgery) under service quota. In order to pursue his academic career, he was relieved from the department on 01.08.2013. Due to some ailment, he underwent treatment from 10.08.2013 and he was an in-patient. He recovered only in the year 2014. After recovery, when he made a request to the Vice Chancellor of the University to condone his absence and to permit him to complete course, the said request was rejected. Now, the petitioner wants to rejoin his service in the 5th respondent hospital. Hence, he has made a representation on 25.08.2023 requesting the 2nd respondent herein to pass orders, so that he can rejoin his services. The said representation has been received by the 2nd respondent herein on 29.08.2023. So far no orders have been passed.

3. Considering the above said facts, without going into the merits of the writ petition, this Court directs the 2nd respondent to pass orders on the representation made by the writ petitioner on 25.08.2023 within a period of four (4) weeks from the date of receipt of a copy of this order.



W.P(MD)No.22654 of 2023

WEB COPY

4. With the above said observations, this Writ Petition stands disposed of. No costs. Consequently, connected Miscellaneous Petition is closed.

09.10.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
gbg

To

1.The Secretary,
The State of Tamil Nadu,
Department of Health and Family Welfare,
Fort.St.George, Secretariat,
Chennai-600 009.

2.The Director of Medical Education,
Directorate of Medical Education,
No.156, Poonamalle High Road,
New Boopathy Nagar, Chetpet,
Chennai-600 031.

3.The Dean,
Madurai Medical College,
Panagal Road,
Alwarpuram,
Madurai-625 020.



WEB COPY



W.P(MD)No.22654 of 2023

R.VIJAYAKUMAR,J.

gbg

Order made in
W.P(MD)No.22654 of 2023

Dated:
09.10.2023