



W.P.(MD)No.25390 of 2022 and W.P.(MD)No.5923 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 18.04.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.25390 of 2022
and
W.M.P.(MD)Nos.19475 and 19477 of 2022
and
W.P.(MD)No.5923 of 2023

W.P.(MD)No.25390 of 2022:

M.Nepolean

... Petitioner

Vs.

1.The Director of Medical Education,
Kilpauk, Chennai.

2.The Director of Medical and Rural Health Services,
DMS Compound, Anna Salai,
Teynampet, Chennai – 600 006.

3.The Dean,
Government Medical College and Hospital,
Sivagangai.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, to call for the records relating to the impugned order of suspension issued by the



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3rd respondent in Ref.No.2704/E3/2017 dated 28.09.2022 and to quash the same.

For Petitioner : Mr.A.Arunprasad

For Respondents : Mr.G.Suriyananth,
Addl. Government Pleader.

W.P.(MD)No.5923 of 2023:

M.Nepolean

... Petitioner

Vs.

1.The Director of Medical Education,
Kilpauk, Chennai – 600 010.

2.The Director of Medical and Rural Health Services,
DMS Compound, Anna Salai,
Teynampet, Chennai – 600 006.

3.The Dean,
Government Medical College and Hospital,
Sivagangai.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents to pass orders on the representation submitted by the Petitioner for verification of the details of students completed Certificate Course of Dark Room Assistant from October 1989 to March 1990 in



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Stanley Medical College and to review the order of suspension passed against the petitioner by the 3rd Respondent in Ref.No.2704/E3/2017 dated 28.09.2022 and to reinstate the petitioner into service, with all consequential and other attendant benefits, within a time frame to be fixed by this Court.

For Petitioner : Mr.A.Arunprasad

For Respondents : Mr.G.Suriyananth,
Addl. Government Pleader.

COMMON ORDER

Heard the learned counsel on either side.

2.The petitioner is working as Dark Room Assistant in Government Medical College and Hospital, Sivagangai. He has been suspended from service on 28.09.2022. Questioning the same, the petitioner has filed W.P.(MD)No.25390 of 2022. He has also filed W.P.(MD)No.5923 of 2023 for considering his representation. The



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petitioner came to be suspended only on the ground that the credentials furnished by him at the time of appointment are allegedly non-existent.

The learned Additional Government Pleader would submit that if the petitioner produces the valid certificate in support of his claims, the suspension order would be revoked.

3.Without going into the merits of the matter, the third respondent is directed to pass order on the petitioner's representation on merits and in accordance with law within a period of five weeks from the date of receipt of a copy of this order.

4.These writ petitions are disposed of accordingly. No costs. Consequently, connected miscellaneous petitions are closed.

18.04.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:

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- 2.The Director of Medical and Rural Health Services,
DMS Compound, Anna Salai,
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- 3.The Dean,
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G.R.SWAMINATHAN, J.

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and
W.P(MD)No.5923 of 2023**

18.04.2023