



W.P(MD)No.24735 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 11.10.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.24735 of 2023

and

W.M.P.(MD)No.20912 of 2023

K.Lakshmi

... Petitioner

Vs.

1.The Principal Secretary,
Health and Family Welfare Department,
Fort St.George, Chennai.

2.The Director of Medical Education,
Office of the Director of Medical Education,
Kelpakkam, Chennai.

3.The Dean,
Government Rajaji Hospital,
Madurai District.

... 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 provide required medical treatment to petitioner's son Kalimuthu till his recovery who is now admitted in Ward No.500(c)



W.P(MD)No.24735 of 2023

Room No.14 in Government Rajaji Hospital, Madurai in accordance with law within a time stipulated by this Court.

For Petitioner : Mr.R.Alagumani

For Respondents : Mr.M.Prakash,
Addl. Government Pleader.

ORDER

Heard both sides.

2.The petitioner's son suffered severe injuries on account of assault by three named accused on 01.10.2023. Crime No.364 of 2023 was registered on the file of Checkanurani Police Station for the offences under Sections 341, 294(b), 323, 324 and 506(ii) of IPC and Sections 3(1)(r), 3(1)(s) and 3(2)(va) of SC / ST (Prevention of Atrocities) Act, 1989. The petitioner's son was admitted in Madurai Rajaji Government Hospital. The petitioner's son is said to have suffered fracture in both the hands. He had also suffered some head injury. The petitioner's son is said to have received life threat also. The petitioner alleges that her son



W.P(MD)No.24735 of 2023

is not yet to be cured and that he requires further treatment. She does not want the hospital authorities to discharge his son.

3. When the matter was taken up for hearing, the learned Additional Government Pleader submitted that though discharge summary was originally prepared, it has been cancelled and that the petitioner's son is continuing to take treatment in the ward.

4. Considering the special facts and circumstances, I direct the third respondent to continue to give treatment to the petitioner's son and only after the third respondent is personally satisfied that the petitioner's son can be discharged, he shall be discharged. In any event, the petitioner's son shall continue to be in the hospital for not less than ten days.

5. This writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

11.10.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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W.P(MD)No.24735 of 2023

G.R.SWAMINATHAN, J.

ias

To:-

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