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IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 27.03.2024

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THE HONOURABLE **DR. JUSTICE ANITA SUMANTH**

W.P.Nos.5839, 5842, 5844 & 5846 of 2024

W.P.No.5839 of 2024

Dr.V.Ajay

... Petitioner

VS

- 1.The State of Tamil Nadu,
Represented by its Principal Secretary,
Health and Family Welfare Department,
Secretariat, Chennai-9.
- 2.Directorate of Medical Education,
Represented by the Director of Medical Education,
Kilpauk, Chennai-10.
- 3.Directorate of Medical and Rural Health Services,
Represented by the Director of Medical Health and
Rural Health Services,
No.359, Anna Salai, Chennai – 06.
- 4.Directorate of Public Health and Preventive Medicine,
Represented by the Director of Public Health and
Preventive Medicine,
No.359, Anna Salai, Chennai – 06.
- 5.Government Kilpauk Medical College,
Represented by its Dean,
Chennai – 600 010.

... Respondents



PRAAYER in W.P.No.5839 of 2024: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the Respondents to treat the Petitioner's one-year bond period as completed and to consequently relieve him from his bonded service in the Government Hospital, Ulundurpet, Kallakurichi District and to direct the 5th Respondent to return his original certificates and documents collected during his Post-Graduate admission along with his Post-Graduate degree certificate, Transfer certificate and conduct certificate, within a time limit to be stipulated by this Court.

W.P.No.5842 of 2024

Dr.M.Balaganesh

... Petitioner

vs

- 1.The State of Tamil Nadu,
Represented by its Principal Secretary,
Health and Family Welfare Department,
Secretariat, Chennai-9.
- 2.Directorate of Medical Education,
Represented by the Director of Medical Education,
Kilpauk, Chennai-10.
- 3.Directorate of Medical and Rural Health Services,
Represented by the Director of Medical Health and
Rural Health Services,
No.359, Anna Salai, Chennai – 06.
- 4.Directorate of Public Health and Preventive Medicine,
Represented by the Director of Public Health and
Preventive Medicine,
No.359, Anna Salai, Chennai – 06.
- 5.Government Kilpauk Medical College,
Represented by its Dean,
Chennai – 600 010.

... Respondents



PRAAYER in W.P.No.5842 of 2024: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the Respondents to treat the Petitioner's one-year bond period as completed and to consequently relieve him from him bonded service in the Government Headquarters Hospital, Kovilpatty, Thoothukudi District and to direct the 5th Respondent to return his original certificates and documents collected during his Post-Graduate admission along with his Post-Graduate degree certificate, Transfer certificate and conduct certificate, within a time limit to be stipulated by this Court.

W.P.No.5844 of 2024

Dr.S.N.Mohan

... Petitioner

vs

- 1.The State of Tamil Nadu,
Represented by its Principal Secretary,
Health and Family Welfare Department,
Secretariat, Chennai-9.
- 2.Directorate of Medical Education,
Represented by the Director of Medical Education,
Kilpauk, Chennai-10.
- 3.Directorate of Medical and Rural Health Services,
Represented by the Director of Medical Health and
Rural Health Services,
No.359, Anna Salai, Chennai – 06.
- 4.Directorate of Public Health and Preventive Medicine,
Represented by the Director of Public Health and
Preventive Medicine,
No.359, Anna Salai, Chennai – 06.
- 5.Government Kilpauk Medical College,
Represented by its Dean,
Chennai – 600 010.

... Respondents



PRAYER in W.P.No.5844 of 2024: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the Respondents to treat the Petitioner's one-year bond period as completed and to consequently relieve him from his bonded service in the Government Hospital, Pernambut, Vellore District and to direct the 5th Respondent to return his original certificates and documents collected during his Post-Graduate admission along with his Post-Graduate degree certificate, Transfer certificate and conduct certificate, within a time limit to be stipulated by this Court.

W.P.No.5846 of 2024

Dr.M.Priyadarshini

... Petitioner

vs

- 1.The State of Tamil Nadu,
Represented by its Principal Secretary,
Health and Family Welfare Department,
Secretariat, Chennai-9.
- 2.Directorate of Medical Education,
Represented by the Director of Medical Education,
Kilpauk, Chennai-10.
- 3.Directorate of Medical and Rural Health Services,
Represented by the Director of Medical Health and
Rural Health Services,
No.359, Anna Salai, Chennai – 06.
- 4.Directorate of Public Health and Preventive Medicine,
Represented by the Director of Public Health and
Preventive Medicine,
No.359, Anna Salai, Chennai – 06.
- 5.Madras Medical College,
Represented by its Dean,
Chennai – 600 003.

... Respondents



PRAYER in W.P.No.5846 of 2024: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the Respondents to treat the Petitioner's one-year bond period as completed and to consequently relieve her from her bonded service in the Government Headquarters Hospital, Cheyyar, Tiruvannamalai District and to direct the 5th Respondent to return her original certificates and documents collected during her Post-Graduate admission along with her Post-Graduate degree certificate, Transfer certificate and conduct certificate, within a time limit to be stipulated by this Court.

For Petitioners	:	Ms.K.Dhivyashree (in all writ petitions)
For Respondents	:	Mr.K.Tippu Sultan Government Advocate (in all writ petitions)

COMMON ORDER

Read this order in conjunction with and in continuation of order dated 11.03.2024 that reads as follows:

'The petitioners state that a representation has been made on 20.02.2024, 20.02.2024, 23.02.2024, and 16.02.2024 seeking return of their original testimonials. Though there is a proof of dispatch, there is no acknowledgement of receipt that has been placed.

2. Hence, the petitioners are permitted to approach R2 with a copy of their representation along with supporting documents.

3. Upon receipt of representations, R2 will call upon the petitioners, seek necessary clarifications, if necessary, and pass orders on the representations, after taking note of all Government orders that have been issued in this matter as relevant to the petitioners which have been taken note of by this Court in series of orders passed in the recent past, prior to the next date of hearing.

4. List on 27.03.2024 at the end of admission list under the caption 'for production of orders'.



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2.Mr.Tippu Sultan, learned Government Advocate appearing for the respondents and assisted by Dr.C.S.Sripriya, Deputy Director of Medical Education & Research, Chennai produces communication dated 27.03.2024 from the Deans of the Government Kilpauk Medical College and Madras Medical College where the petitioners have undergone their PG courses respectively, to the effect that the covid duty of the petitioners have been verified and that the original certificates deposited by them could be collected back from the college offices. It is for the petitioners to now approach the Deans of the Government Kilpauk Medical College, Chennai and Madras Medical College, Chennai respectively and obtain their certificates.

3.As far as the procedure for being relieved from bond is concerned, the Court is given to understand that the process for relieving the candidates from bond will be initiated by the Deans of the Government Kilpauk Medical College, Chennai and Madras Medical College, Chennai respectively. The communication to aforesaid effect will be channelled through the office of the Directorate of Medical Education to the Director of Public Health and Preventive Medicine, who is the posting authority.

4.The Director of Public Health and Preventive Medicine will issue the relieving order and forward the same to the Deans of the Government Kilpauk Medical College, Chennai and Madras Medical College, Chennai respectively



and the candidates concerned. This process should be completed, in all cases, within 15 working days from the date when the students collect the certificates from their respective Deans, as per paragraph 2 above.

5. Recording the aforesaid, procedure which shall be followed in all similar cases as well, these writ petitions stand closed. No costs.

27.03.2024

Index : Yes/No

Speaking Order

Neutral Citation: Yes

vs

To

1. The Principal Secretary,
Health and Family Welfare Department,
Secretariat, Chennai-9.
2. The Director of Medical Education,
Directorate of Medical Education,
Kilpauk, Chennai-10.
3. The Director of Medical Health and
Rural Health Services,
Directorate of Medical and Rural Health Services,
No.359, Anna Salai, Chennai – 06.



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W.P.Nos.5839, 5842, 5844 & 5846 of.



DR.ANITA SUMANTH, J.

VS

- 4.The Director of Public Health and
Preventive Medicine,
Directorate of Public Health and Preventive Medicine,
No.359, Anna Salai, Chennai – 06.
- 5.The Dean,
Government Kilpauk Medical College,
Chennai – 600 010.
- 6.The Dean,
Madras Medical College,
Chennai – 600 003.

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