



WEB COPY

W.P.No.18447 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.07.2024

CORAM

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**

W.P.No.18447 of 2024

1 P.Vaishnavi

... Petitioner

Vs

1 The Secretary To Government
Health And Family Welfare Department
Government Of Tamilnadu Fort St.george
Chennai-9

2 D.D.Medical College and D.D.
Hospital Rep By Its Chairman D.D.Nagar
Kunnavalam Thiruvallur District

3 The Medical Council Of India
Rep By Its Secretary Pocket 14 Sector-8
Dwarka Phase-1 New Delhi-110 077

.... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the first respondent to recover the amount paid by the petitioner from the second respondent on the basis of the orders made in W.P.(MD)No.1231 1256 and 1263 of 2020 dated 13.10.2023 on merits.



WEB COPY



W.P.No.18447 of 2024

For Petitioner : Mr.L.Chandrakumar
For Respondents : Mr.K.Tippu Sultan
Government Advocate - R1

ORDER

Mr.K.Tippu Sultan, learned Government Advocate accepts notice for R1 and is armed with instructions to enable a final disposal of this Writ Petition, even at the stage of admission.

2. The prayer of the petitioner is for a mandamus directing the Secretary to Government, Health and Family Welfare Department/R1 to recover the amounts stated to have been paid by the petitioner from the second respondent, D.D. Medical College and D.D.Hospital.

3. The petitioner places reliance on an order dated 13.10.2023 passed in W.P.(MD) No.1231, 1256 and 1263 of 2020. It is unknown as to why Medical Council of India has been arrayed as a respondent.

4. Be that as it may, since Mr.Tippu Sultan accedes to the pendency of representation dated 06.11.2023 in view of the acknowledgement placed at page 33 of the typed set, and also states that the needful will be done in disposing the same in accordance with law, mandamus is issued to R1 to hear the petitioner as well as R2, obtain inputs from R3, if required and dispose representation dated 06.11.2023 within a period of twelve (12) weeks from date of receipt of a copy of this



W.P.No.18447 of 2024

order, in accordance with law and all extant Rules and Regulations.

WEB COPY 5. This Writ Petition is disposed as above. No costs.

sl

10.07.2024

Index:Yes/No

Speaking order:Yes

Neutral Citation:Yes

To

- 1 The Secretary To Government
Health And Family Welfare Department
Government of Tamilnadu Fort St.George
Chennai-9
- 2 The Medical Council Of India
Rep By its Secretary Pocket 14 Sector-8
Dwarka Phase-1 New Delhi-110 077



WEB COPY



W.P.No.18447 of 2024

Dr.ANITA SUMANTH,J.

Sl

W.P.No.18447 of 2024

10.07.2024