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Sub.Appl.No.3 of 2024 and
Contempt Petition DR.No.101887 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.01.2024

CORAM

THE HONOURABLE MR. JUSTICE D. KRISHNAKUMAR

Sub Application No.3 of 2024
in Contempt Petition DR.No.101887 of 2023
and
in Contempt Petition DR.No.101887 of 2023

Dr.S.Subbiah MS, M.Ch.
Professor (Surgical Oncology), (under suspension)
Government Kilpauk Medical College/
Institute of Non Communicable Diseases
and Government Royapettah Hospital
Chennai.

..Petitioner in both the petitions

Vs

1.Mr.Gagandeep Singh Bedi I.A.S.,
Principal Secretary to Government
Health and Family Welfare (I-1) Department
Fort St. George
Chennai 600 009.

2.Dr.R.Shanthimalar
The Director of Medical Education
Kilpauk
Chennai 600 010.



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3.Dr.Muthuselvan
The Dean
Government Kilpauk Medical College
Kilpauk, Chennai 600 010.

..Respondents in both the petitions

PRAYER in Sub Application No.3 of 2024 : Petition filed under section 151 CPC to accept the cause title as respondents 1 and 3 in Contempt Petition SR.No.101887 of 2023.

PRAYER in Contempt Petition DR.No.101887/2023 : Petition filed under section 11 of the Contempt of Courts Act, to punish the respondents for having committed grave and willful contempt and gross disobedience of the orders passed by this Court in W.P.No.4594 of 2022 dated 31.03.2022 under the provisions of Contempt of Courts Act 1971.

For Petitioner : Mr.S.Selvathirumurugan

For Respondent : Mr.J.Ravindran
Additional Advocate General
Assisted by
Mr.N.Naveenkumar
Government Advocate



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COMMON ORDER

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The Sub Application is filed to accept the cause title by impleading the respondents 1 and 3 in Contempt Petition. The Contempt Petition is filed alleging willful disobedience of the orders passed by this Court in W.P.No.4594 of 2022 dated 31.03.2022.

2. Since the proposed respondents are not parties in the Writ Petition, they cannot be impleaded as respondents in the contempt petition. Hence, Sub Application No.3 of 2024 is rejected. Consequently, Contempt Petition in DR.No.101887 of 2023 is also rejected. However, liberty is granted to the petitioner to work out his remedy in the manner known to law.

19.01.2024

pvs



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D. KRISHNAKUMAR, J.,

pvs

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in Contempt Petition DR.No.101887 of 2023
and
in Contempt Petition DR.No.101887 of 2023

19.01.2024