



W.P.(MD)No.23227 of 2018

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **18.09.2024**

CORAM:

THE HONOURABLE **MR.JUSTICE ABDUL QUDDHOSE**

W.P.(MD)No.23227 of 2018

and

W.M.P.(MD)Nos.21098 & 21099 of 2018

S.Raja (minor son aged about 17 years),
S/o.Late Shanmugavel,
Rep. by his elder brother,
S.Surya as his Guardian.

... Petitioner

/Vs./

1.The Principal Accountant General (A&E),
O/o. The Principal Accountant General (A&E),
Tamil Nadu,
No.361, Anna Salai,
Chennai – 18.

2.The Dean,
Government Rajaji Hospital,
Madurai – 20.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified mandamus calling for the records relating to the impugned order passed by the 1st respondent in his proceedings No.PO6/4/10617470/ADK dated 22.02.2018 and the consequential



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impugned order of the 2nd respondent in his proceedings Na.Ka.No. 5112/Ni3/2/14 dated 10.10.2018 and quash the same as illegal and consequentially to direct the respondents to pay family pension along with arrears in respect of minor son viz., Mr.S.Raja with accrued interest therefor within the period that may be stipulated by this Court.

For Petitioner : Ms.Shapna
for M/s.Ajmal Associates
For Respondents : Mr.P.Gunasekaran (R1)
Standing Counsel
Ms.D.Farjana Ghoushia (R2)
Special Government Pleader

ORDER

This matter is listed before me for the second time.

2. The learned counsel appearing for the petitioner would submit that a communication has been sent to the petitioner seeking instructions, but the petitioner has not responded to the same.



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3. However, the learned standing counsel appearing for the first respondent would submit that the prayer sought for in this writ petition has now become infructuous, in view of the fact that on 16.07.2019 itself, the request for family pension in respect of the petitioner, namely, Mr.S.Raja, was sanctioned and the proceedings of the first respondent dated 16.07.2019 sanctioning the family pension has also been placed on record by the learned standing counsel appearing for the first respondent.

4. In view of the same, since the prayer sought for in this writ petition has been achieved, nothing survives for further adjudication in this writ petition and accordingly, this writ petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

18.09.2024

Index : Yes / No
NCC : Yes / No
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ABDUL QUDDHOSE, J.

Sm

TO:-

- 1.The Dean,
Government Rajaji Hospital,
Madurai – 20.

Order made in
W.P.(MD)No.23227 of 2018

Dated:
18.09.2024