



W.P.No.25949 of 2009
and M.P.No.2 of 2009

WEB COPY IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.08.2025

CORAM:

THE HONOURABLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

W.P.No.25949 of 2009
and M.P.No.2 of 2009

1.C.Kuttiappan
2.R.Sendhilkumar
3.E.Paulraj
4.P.Sankar
5.R.Boominathan

... Petitioners

Vs.

1.The Secretary to Government,
Health and Family Welfare Department,
Government of Tamil Nadu,
Fort St.George, Chennai – 9.

2.The Director of Public Health and Preventive Medicine,
359, Anna Salai, Teynampet, Chennai-6.

3.The Director of Medical and Rural Health Services (ESI),
Government Of Tamil Nadu,
359, Anna Salai, Teynampet, Chennai-6.

4.The Managing Director,
Tamil Nadu Medical Services Corporation Ltd.,
Egmore, Chennai-8.



W.P.No.25949 of 2009
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WEB COPY

5.The Medical Officer,
Primary Health Centre,
Jamnamaruthur,
Thiruvannamalai District.

6.The Medical Officer,
Primary Health Centre,
Kunnathur, Thiruchirappalli District.

7.The Medical Officer,
Primary Health Centre,
Nagalapuram, Thuthukkudi District.

8.The Medical Officer,
Primary Health Centre,
Kaali, Nagapattinam District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records connected with the G.O.Ms.No.59 dated 15.02.2008 issued by the first respondent and quash the same and further direct the first respondent to absorb and regularize the services of the petitioners in Government service from the date of their appointment.

For Petitioners : Ms.G.P.Arivuchudar

For Respondents : Mr.E.Sundaram

Government Advocate



W.P.No.25949 of 2009
and M.P.No.2 of 2009

WEB COPY

ORDER

This writ petition has been filed challenging the orders issued by the Government in G.O.Ms.No.59 dated 15.02.2008 whereby the request of the petitioners for absorption and regularization was rejected.

2. When the matter came up for consideration before this Court on 12.08.2025, it was brought to the notice of this Court by Mr.E.Sundaram, learned Government Advocate that the services of all the petitioners were terminated during the year 2012 and thereafter, the petitioners 2 to 5 have not taken any steps to contest the said termination of their services. However, the first petitioner herein challenged the termination orders vide I.D.No.60 of 2015 on the file of the learned Labour Court, Vellore and the said I.D. was allowed by an order dated 27.10.2015 and thereafter, the matter came for consideration before this Court and the same was upheld, duly awarding the compensation in favour of the first petitioner. Under those circumstances, the matter was adjourned from time to time to enable the learned counsel for the petitioner to ascertain from the petitioners. However, the learned counsel



W.P.No.25949 of 2009
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WEB COPY

for the petitioners represented that she is not in a position to get any instructions from the petitioners 2 to 4.

3. In the light of the above, taking into consideration of the fact that the services of the petitioners 2 to 5 have already been terminated as early as in the year 2012, the question of considering their claim for absorption or regularization at this point of time would not arise.

4. In the light of the above, in the considered view of this Court nothing survives in the writ petition and the same is accordingly, dismissed. However, in case if any of the petitioners wants to pursue the matter, they are at liberty to take appropriate steps before the appropriate forum.



W.P.No.25949 of 2009
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WEB COPY

5. In the result, the Writ Petition is dismissed. No costs.

Consequently, connected Miscellaneous Petition is closed.

25.08.2025

Index: Yes/No
Internet: Yes/No
Speaking/Non-Speaking order
mtl



W.P.No.25949 of 2009
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MUMMINENI SUDHEER KUMAR, J.



WEB COPY



W.P.No.25949 of 2009
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W.P.No.25949 of 2009
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