



W.P.No.11531 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.10.2025

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

W.P.No.11531 of 2025
& WMP No.13024 of 2025

- 1.S.Kalimuthu
- 2.D.Karthikadevi
- 3.M.Pugazhenth
- 4.N.Nandhini
- 5.E.Balan
- 6.P.Marimuthu
- 7.R.Thejeshwini
- 8 .T.Aravind
- 9.C.Revathi
- 10.A.Sunilambethkar
- 11.S.Suguna
- 12.S.Pramila
13. K.Bharanidharan
14. P.Raman
- 15.S.Thavasimani
- 16.S.Savitha
- 17.A.Vignesh
18. C.Jansi
- 19.S.Sowmiya



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20. M.Vinnarasi
21. T.Rajasekar
22. T.Diviya
23. C.Chandra
24. R.Ramesh
25. K.N.Sarala
26. B.Vallarasu
27. R.Bhakyalakshmi
28. J.Ameerunnisa
29. S.Subash Chandrabose
30. J.Suganthi
31. A.Anitha
32. M.Muthukumari
33. N.Poochakumar
34. P.Ganapathi
35. M.Arunkumar
36. R.Padmavathy
37. S.Thenmozhi
38. A.Shalini
39. G.Nadhiya
40. S.Anandhi
41. A.Shalini
42. A.S.Jayalakshmi
43. H.Aniz Fathima
44. N.Ajith
45. R.D.Rajajothi
46. S.Abiyouthcho



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- 47.R.Surya
- 48.I.Velmurugan
- 49.V.Jagadeesan
- 50.K.Poovarasu
- 51.A.Tahira Banu
- 52.R.Sabeena
- 53.J.Esther Philomina
- 54.K.Sabapathi
- 55.A.Abdul Rafeeq
- 56.R.Manivel
- 57.S.Selvapriya
- 58.S.Rakesh
- 59.T.Vengatachalam
- 60.S.Vignesh
- 61.G.Vasanthi
- 62.S.Emilymary
- 63.R.Jayamurugan
- 64.S.Vinoliya
- 65.O.S.Preethi
- 66.P.Arulmary
- 67.V.Subash
- 68.K.Chandrica
- 69.M.Rajalakshmi
- 70.S.Anitha
- 71.A.Arthi
- 72.K.Kavitha
- 73.B.Kowsalya



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- 74.M.Selvaraj
- 75.D.Alaguchitra
- 76.M.Surenthiran
- 77.M.Sivashangari
- 78.B.Suriya
- 79.M.Abirami
- 80.J.Vaitheeswari
- 81.M.Subalakshmi
- 82.S.Ranjitha
- 83.S.Manimaran
- 84.T.Prakash
- 85.N.Nalini
- 86.M.Muniasami
- 87.V.Sharmila
- 88.R.Gopalakrishnan
- 89.S.Meenakshi
- 90.S.Gowsalya
- 91.R.Manikandan
- 92.C.Rajeshwari
- 93.R.Renugadevi
- 94.T.Jayalakshmi
- 95.K.Ramar
- 96.P.Malaiselvi
- 97.D.Jenifer
- 98.M.Malaiammal
- 99.M.Deepalakshmi
- 100.N.Nithyasri



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101.B.Santhiya

102.J.Karthika

103.C.Naresh

104.P.Arulkumar

105.R.Rajeshwari

106.R.Subash

107.M.Jerin

108.S.Premkumar

109.R.Poovarasi

110.D.Thamizhhoviyam

111.K.Saranya

112.J.Thendral

113 R.Saranya

114.C.Thangamalai

115.D.Jenifer

116.A.Thilagavathi

117.T.Kanimozhi

118.C.Rajalakshmi

119.V.Jeeva

120.S.Muthumeena

121.B.Durgadevi

122.S.Pattu

123.P.Muthupandeeswari

124.A.Kathiravan

125.P.Suba

... Petitioners

Vs.



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1.The Secretary to Government,
Health Department (Secretariat),
St. George Fort, Chennai -600 009.

2.The Director of Medical Education,
Directorate of Medical Education
State of Tamil Nadu, No.162 EVR Periyar Salai,
Kilpauk Chennai - 600 010.

3.The Director of Medical and
Rural Health Services Directorate of
Medical and Rural Health Services
State of Tamil Nadu,
No 258, Second Floor, DMS Complex,
Teynampet, Chennai.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents to consider the petitioners' representation dated 26.07.2024 for regularising their jobs as 'Dialysis Technician Grade II' and to pass suitable orders within the time frame fixed by this Court.

For Petitioners : Mr.Uma Shankar for
Ms.A.M.Amutha Ganesh

For Respondents : Mr.M.Bindran,
Additional Government pleader

ORDER

Seeking to consider the representation dated 26.07.2024, in which, the petitioners have sought to regularise their job as "Dialysis Technician Grade-



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II', the present writ petition has been filed.

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2. The petitioners were appointed as "Dialysis Technician Grade-II' in the year 2021 by Medical Recruitment Board by virtue of G.O.(Ms) No.(D) 817, Health and Family Welfare (C) Department, dated 14.09.2020 on temporary basis on a consolidated monthly pay of Rs.20,000/- in 26 Government Medical Colleges in the State of Tamil Nadu and they were working continuously without any break. Therefore, the petitioners, seeking to regularise their appointment, sent a detailed representation dated 26.07.2024 and the same is pending consideration and hence, the petitioners have approached this Court by way of present writ petition.

3. The respondent had filed a detailed counter affidavit. Paragraph 8 of the counter reads as under:

"It is submitted that the Government, in G.O.(Ms) No.248, Finance (CMPC) Department, dated 20.05.2020 and in subsequent amendment dated 24.10.2020, have directed that "there shall be a total ban one creation of new post in all departments" which is the policy decision of the Government. In view of the above, to provide uninterrupted health care delivery to the poor people, who are in need of dialysis treatment and the availability of funds in Chief Minister's Comprehensive Health



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Insurance Scheme (CMCHIS), detailed guidelines have been issued in G.O.(Ms) No.219 Health and Family Welfare(EAP-I) Department dated 06.07.2023 to hire and employ dialysis Technician under Chief Minister's Comprehensive Health Insurance Scheme funds based on need and availability of equipment and the instructions has been reiterated in the Government letter dated 06.12.2024. Therefore, As such, there is no dearth of dialysis technicians in the Government Medical Institutions to run the available dialysis equipment in the State. Moreover, whenever there is need of additional manpower, the Deans are empowered to engage additional dialysis technicians using Chief Minister's Comprehensive Health Insurance Scheme funds. The petitioners at the time of their appointment itself knew that they were appointed on contract basis. In view of ban on creation of new posts which is a policy decision of the Government and the guidelines issued in G.O.(Ms) No.219, Health and Family Welfare (EAP-1) Department dated 06.07.2023 the request of the petitioners to regularise their services in the post of Dialysis Technician is not feasible as per rules in force."

4. Heard both sides and perused the materials available on record.

5. Mr.Bindran, learned Additional Government Pleader appearing for



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the respondents, taking this Court to paragraph 8 of the counter, would submit that the Government, *vide* G.O.(Ms) No.248, Finance (CMPC) Department, dated 20.05.2020 and the subsequent amendment dated 24.10.2020, had banned the creation of new post in all the departments in view of the policy decision of the Government and therefore, the request of the petitioners to regularise their services in the post of 'Dialysis Technician' is not feasible and hence, the representation of the petitioners cannot be considered.

6. Admittedly, the petitioners representation dated 26.07.2024 is pending consideration. The respondents, as statutory authorities, cannot sit over the same without passing any order. However, the respondents have filed a counter.

7. In such view of the matter, without going into the merits of the case, this Court directs the second respondent to consider and pass orders on the said joint representation of the petitioners dated 26.07.2024 on its own merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order.



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6.The writ petition stands disposed of accordingly. No costs.

Consequently, connected miscellaneous petition is closed.

22.10.2025

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To

- 1.The Secretary to Government,
Health Department (Secretariat),
St. George Fort, Chennai -600 009.
- 2.The Director of Medical Education,
Directorate of Medical Education
State of Tamil Nadu, No.162 EVR Periyar Salai,
Kilpauk Chennai - 600 010.
- 3.The Director of Medical and
Rural Health Services Directorate of
Medical and Rural Health Services
State of Tamil Nadu,
No 258, Second Floor, DMS Complex,
Teynampet, Chennai.

A.D.JAGADISH CHANDIRA,J.

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