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W.P.No.45754 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-12-2025

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THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.45754 of 2025
& W.M.P.Nos.50978 & 51216 of 2025

Jayapal.K
Rep. His Minor Daughter Pradeepa.J,
5/112 South Street,
Mela Kodangipatty,
Srivilliputhur Taluk,
Viruthunagar District. ... Petitioner

Vs.

1. The Director of Indian Medicine And Homoeopathy
Arignar Anna Govt. Hospital Campus,
Arumbakkam,
Chennai – 600 106.

2.The Selection Committee
Directorate of Indian Medicine And Homoeopathy,
Chennai -600 106.

3.The Principal,
Immanuel Arasar Ayurveda Medical College,
Nattalam,
Kanyakumari District.

4.The Principal
Maria Ayurveda Medical College,
Kanyakumari District ... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 1st and 2nd respondent to consider the petitioner's representation dated 19.11.2025 and consequentially to issue No



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objection certificate to petitioner's daughter to get back her Original Certificates from the 3rd respondent in order to join the 4th respondent college.

For Petitioner: Mr.K.Prabhakaran

For Respondents: Mr.E.Sundaram,
Government Advocate, for R1

M/s.N.Sneha,
Govt.Advocate, For R2

ORDER

This Writ Petition is filed for a direction to the first and second respondents to consider the petitioner's representation dated 19.11.2025 and consequentially, to issue No Objection Certificate to the petitioner's daughter to get back her original certificate from the 3rd respondent in order to join the 4th respondent college.

2. Upon considering the affidavit filed in support of the writ petition and hearing the learned counsel for the petitioner, the grievance of the petitioner is that the petitioner's minor daughter, J.Pradeepa, applied for the B.A.M.S course under the NEET UG-2025. In the first round of counselling, she was allotted a seat in the management quota and she joined the 3rd respondent, *Immanuel Arasar Ayurveda Medical College, Nattalam*. While so, in the third round of counselling, the petitioner's daughter turn came within the merit list so as to get



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a seat in the Government quota in a private college and accordingly, she was allotted the seat on 18.11.2025. After downloading the allotment order, when the petitioner and her daughter approached the 3rd respondent college for getting back their certificates, the 3rd respondent college informed that, as per the prospectus, the petitioner has to pay a sum of Rs.1,00,000/- by way of demand draft in favour of the Director of Indian Medicine and Homeopathy, Chennai and only thereafter the No Objection Certificate will be issued by the respondents 1 and 2. Only upon the production of the No Objection Certificate, the original certificates submitted by the petitioner's daughter will be returned to her. The petitioner's daughter have already joined the 4th respondent college and she is pursuing the course. She has to now get back her certificates and submit the same to the 4th respondent college. Under the said circumstances, the petitioner is before this Court.

3. It is seen that the 3rd respondent-college is also served with the notice and none appears on their behalf. On behalf of the first and second respondents, Ms.Sneha, Learned Standing Counsel appears and submits that, as per the prospectus, if discontinuation is there, the petitioner has to pay the amount and get the No Objection Certificate and then collect the certificates.



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4. I have considered the rival submissions made on either side and perused the material records of the case.

5. The relevant clause in the prospectus, i.e., Clause No.24, is extracted hereunder:

24. DISCONTINUATION FEES:

(i) Candidates selected for admission and his/her parent /guardian will have to execute an Agreement Bond as prescribed in Annexure-III. Failure to execute the Agreement Bond will lead to cancellation of selection.

(ii) Candidates who discontinue the course on or after the last-cut off date for admission process for the academic session 2025-2026 and on any date of the subsequent years are bound by the bond and thereby they shall have to pay a sum of Rs.1,00,000/- (Rupees One lakh only) as penalty for having breached the contract in the bond by means of Demand Draft in favour of “The Director of Indian Medicine and Homoeopathy, Chennai-106” payable at Chennai.

Note: This penalty is only for candidates who discontinue the course and not for re-allotment and movement from one to another category.



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6. Thus, it can be seen that only with reference to candidates who discontinue the course after the last cut-off date for the admission process for the academic session 2025-2026 is over or on any date subsequent thereto, the sum of Rs.1,00,000/- is payable. In this case, the petitioner was allotted a seat during the third round of the admission process and immediately she has discontinued it and joined the 4th respondent college. Therefore, it cannot be said that she discontinued the course after the last cut-off date for the admission process or on any date thereafter.

7. In view thereof, there is no question of the petitioner paying the sum of Rs.1,00,000/-. Under the said circumstances, the first and second respondents are directed to issue No Objection Certificate to the 3rd respondent for handing over the certificates and the 3rd respondent shall handover the certificates to the petitioner. The writ petition is disposed of on the following terms:

(i) The first and second respondents are directed to issue a No Objection Certificate, without insisting on the payment of Rs.1,00,000/- or any further sum, within a period of two weeks from the date of receipt of the web copy of the order, without waiting for the certified copy of the order.



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(ii) Upon receipt of the No Objection Certificate, the petitioner shall produce the same before the 3rd respondent and the 3rd respondent shall forthwith handover the certificates to the petitioner.

There shall be no order as to costs. Consequently, connected Miscellaneous Petitions are closed.

09-12-2025

Neutral Citation:Yes
bsm

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Arignar Anna Govt. Hospital Campus,
Arumbakkam,
Chennai 106.

2.The Selection Committee
Directorate of Indian Medicine And Homoeopathy,
Chennai 106

3.The Principal
Immanuel Arasar Ayurveda Medical College, Nattalam,
Kanyakumari District.

4.The Principal
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5. The Government Pleader, High Court, Madras.



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