



WEB COPY



**C.M.P.(MD)No.13391 of 2023
and W.A.(MD)SR.No.67324 of 2023**

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.09.2024

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

C.M.P.(MD)No.13391 of 2023

and

W.A.(MD)SR.No.67324 of 2023

- 1.The State Government of Tamil Nadu,
Rep. By its Principal Secretary to Government,
Health and Family Welfare Department,
Secretariat,
Fort St. George,
Chennai.
- 2.The Director,
Medical and Rural Health Services Department,
Chennai – 600 006.
- 3.The Chief Civil Surgeon/Chief Medical Officer,
Government Hospital,
Paramakudi,
Ramanathapuram District. ... Petitioners / Appellants

-VS-

- 1.E.Sundari Prabhu Rani
- 2.The Accountant General,
Office of the Accountant General (A& E),
Guindy, Chennai. ... Respondents / Respondents

PRAYER in C.M.P.(MD)No.13391 of 2023: Petition filed under Under
Section 5 of Limitation Act, 1963, to condone the delay of 109 days in filing



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the Writ Appeal against the order in W.P.(MD)No.16287 of 2018, dated 03.01.2023.

PRAYER in W.A.(MD)No.SR67324 of 2023 : Writ Appeal filed under Clause 15 of Letters Patent Act, against the order made in W.P.(MD)No. 16287 of 2018 dated 03.01.2023.

For Petitioners : Mr.P.T.Thiraviyam,
Government Advocate
For 1st Respondent : Mr.V.R.Shanmuganathan

JUDGMENT

[Judgment of the Court was made by R.SUBRAMANIAN, J.]

The reasons assigned for delay in para no.11 of the affidavit is as follows:-

“It is submitted that order was passed on 03.01.2023 and the same was ready on 17.03.2023. Thereafter, the present Writ Appeal is filed on 07.09.2023. Thus, there is some delay, which is caused only due to administrative reasons as stated above. Unless the delay is condoned, the Writ Appeal is taken on file the appellants will be put to great hardship.”

2.Though the delay is only 109 days, we find that there is no reason given for condonation of delay except saying it is due to administrative reasons. We see no ground to condone the delay. The Condone Delay



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Petition is dismissed. The Writ Appeal in W.A.(MD)No.SR67324 of 2023 stands rejected in the SR stage itself. No Costs.

**[R.S.M., J.] [L.V.G., J.]
18.09.2024**

NCC :Yes/No
Index :Yes/No
Internet : Yes
Mrn

To

The Accountant General,
Office of the Accountant General (A& E),
Guindy, Chennai.



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**R.SUBRAMANIAN, J.
and
L.VICTORIA GOWRI, J.**

Mrn

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