

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 21.04.2026

CORAM

THE HON'BLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

W.P.(MD)No.6699 of 2026
and
W.M.P(MD)No.5532 of 2026

B.Suresh Kumar

...Petitioner

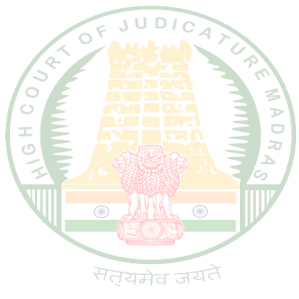
Vs

1. The State of Tamil Nadu,
Rep. by the Secretary to Government,
Health and Family Welfare Department,
Secretariat,
Chennai - 600 009.

2. The Member Secretary,
Medical Services Recruitment Board (MRB),
7th Floor DMS Building,
259, Anna Salai, Teynampet,
Chennai - 600 006.

...Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus to call for the records pertaining to Impugned Provisional Selection list for the post of Health Inspector Grade-II PSL.No.01/MRB/2026 dated 13.01.2026 published by the 2nd Respondent in so far as it relates to filling the post of BC (Ex-serviceman) category vacancies for the post of Male Health Inspector Grade-II and quash the same as illegal and arbitrary and consequently direct the 2nd Respondent to include the petitioner's name in the provisional selection list under BC - Ex-serviceman quota and issue appointment.



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For Petitioner : M/s.M.R.Sreenivasan
For Respondents : Mr.B.Ramanathan
Additional Government Pleader for R1
Mr.V.Ramesh
Standing Counsel for R2

ORDER

Though the second respondent filed a counter affidavit, the same is silent on the certificates on which basis of the petitioner is claiming to be eligible for being appointed to the post of the Health Inspector Grade-II. The said certificates are placed at Page Nos.59, 68 and 69 of the original typed set and the educational certificate is at page No.70.

2. In support of the said certificates and to claim equivalency, the petitioner has also placed on record G.O.M.S.No.106, Personnel and Administrative Reforms(R) Department, dated 11.06.1999, and also a circular dated 21.10.2013, issued by the Additional Director General, Personnel Service, DHQ PO, New Delhi.

3. A perusal of all the documents cumulatively prima facie would show that the certificates produced by the petitioner, along with equivalency certificate, show that the said certificate obtained by the petitioner, having undergone the Health Assistant course, may be equivalent to the Civil Trade Certificate of Sanitary Inspector.



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4. The petitioner claims that all the certificates were produced at the time of certificate verification and has also made a specific averment to that effect in the affidavit filed in support of the writ petition. Paragraph No.16 of the said affidavit is extracted as follows:-

“I humbly submit that I was called for the certificate verification and I have submitted by 10th STD mark statement and 12th STD mark statement, Health Assistant Course certificate issued by the All-India Army, equivalency certificate of Health Assistant Class-I Trade is equivalent to Civil Trade Sanitary Inspector Grade and the Sanitary Inspector's Diploma Certificate issued by the All-India Institute of Local Self-Government and I was waiting for the result positively.”

5. However, the counter affidavit filed by the second respondent is silent on this aspect. On the other hand, the counter simply states that the certificate verification was carried out by the team deputed by the Director of Public Health and Preventive Medicine and that, based upon the remarks furnished by the said team, the petitioner was declared as ineligible. In the absence of any specific response to the contentions of the petitioner by way of counter affidavit, it is difficult for this Court to decide the matter conclusively. In such circumstances, the second respondent is directed to file an additional counter affidavit, if necessary by getting the specific remarks in respect to the case of the petitioner from the Director of Public Health and Preventive Medicine.



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6. List the matter on **02.06.2026**, for filing additional counter by the second respondent.

7. Interim order granted earlier by this Court shall continue till the disposal of the writ petition.

21.04.2026

RJR

To

1. The Secretary to Government,
Health and Family Welfare Department,
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Chennai - 600 009.

2. The Member Secretary,
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MUMMINENI SUDHEER KUMAR, J.

RJR

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