

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.06.2021

CORAM :

The Hon'ble Mr.SANJIB BANERJEE, THE CHIEF JUSTICE

AND

The Hon'ble Mr.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P.No.11653 of 2021 and W.P.(MD) No.8206 of 2020

W.P.No.11653 of 2021

P.A.Joseph ... Petitioner

-VS-

1.The Secretary,
Ministry of Ayush GPO Complex INA
New Delhi 110023.

2.The State of Tamil Nadu,
Chief Secretary,
Fort St.George, Chennai 600009

3.The State of Tamil Nadu
rep. by its Principal Secretary
Health and Family Welfare Dept,
Secretariat Buildings,
Fort St.George, Chennai 600 009 ... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking for a Writ of Certiorarified Mandamus directing the respondents 1 to 3 to establish immediately number of special hospitals for Siddha and Homeopathy doctors/practitioners in all primary health centres in Tamil Nadu for treating the Covid-19 patients based on his representation dated 29.04.2021 as these two systems

do not have required highly sophisticated infrastructure as well as para-medical manpower.

For Petitioner : Mr.K.G.Senthilkumar

For Respondents : Mr.R.Shunmugasundaram,
Advocate-General
Assisted by
Ms.Shabnum Banu,
Counsel for State

W.P.(MD) No.8206 of 2020

T.A.Omprakash ... Petitioner

-VS-

1.The Government of Tamil Nadu,
rep. by its Principal Secretary,
Commissioner of Revenue Administration
Disaster Management and Mitigation,
Fort St.George, Chennai 600009

2.The Health Secretary,
Department of Health and Family Welfare,
Fort St.George, Chennai 600009

3.The National Institute of Siddha
rep.by its Director,
Tambaram Sanatorium,
Chennai 600 047

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking for a Writ of Mandamus directing the respondents 1 and 2 to allot sufficient funds to set up an exclusive siddha treatment facilities centre for Covid 19 with proper inpatient facility ambience in every district of Tamil Nadu within time frame.

For Petitioner : Mr.T.Senthilkumar

For Respondents : Mr.R.Shunmugasundaram,
Advocate-General
Assisted by
Ms.Shabnum Banu,
Counsel for State

COMMON ORDER

(Made by The Hon'ble Chief Justice)

The petitioners have been insisting, even during the most critical time during the second surge of the pandemic, that Siddha and Homeopathy clinics should be opened by the Government as these are both effective and a lot of citizens have faith in such systems.

2. It is necessary for the State Government to undertake appropriate studies to ascertain the acceptability of such systems and, thereupon, set up appropriate numbers of Siddha and Homeopathy clinics or wards at Primary Health Centres or, at the very least, at the District Headquarters, for a start. However, a watch has to be kept so that scientific methods which provide room for empirical studies to be undertaken as to the efficacy, are adopted and such centres or wards are not driven by faith and belief alone without any scientific basis thereto.

3. The matter will now appear eight weeks hence for the State to file a report in such regard.

4. Learned Advocate-General takes notice in respect of both writ petitions.

5. List the matters on 02.08.2021.

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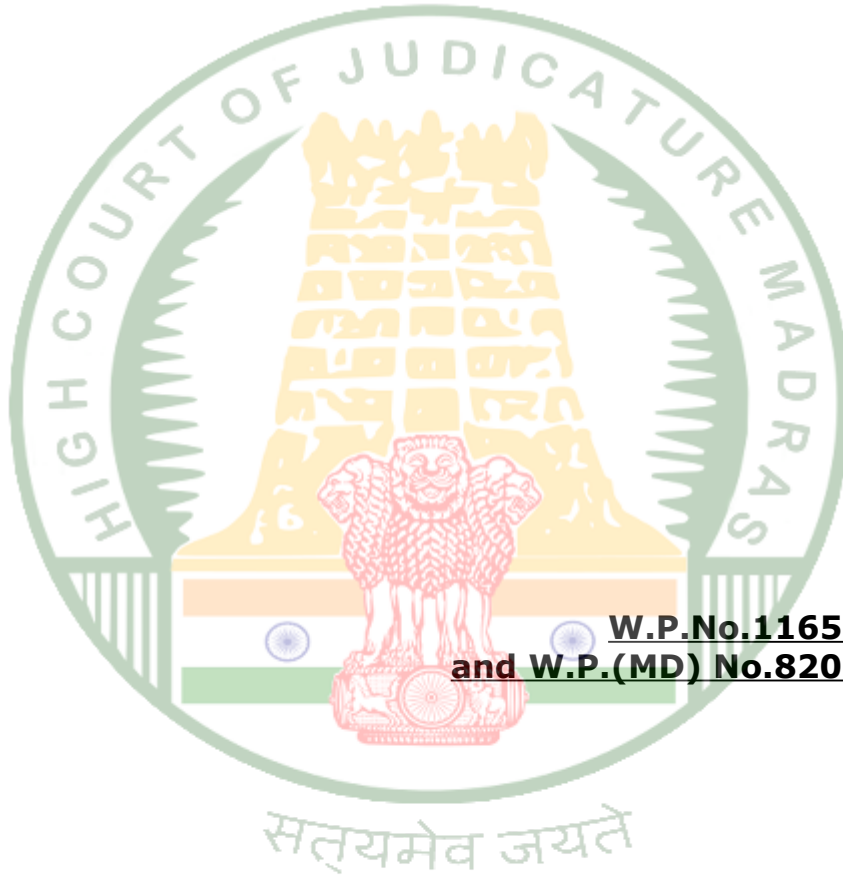
(S.B., CJ.) (S.K.R., J.)
06.07.2021

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WP No.11653 of 2021 &
WP (MD) No.8206 of 2020

The Hon'ble Chief Justice
and
Senthilkumar Ramamoorthy, J.

(tar)



W.P.No.11653 of 2021
and W.P.(MD) No.8206 of 2020

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