

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)
Monday, the Nineteenth day of June Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice T.S.SIVAGNANAM
and
The Hon`ble Mr.Justice P.VELMURUGAN

WP(MD) No.8122 of 2017

1 JULIA JACOB
2 EUNICE
3 ESTHER
4 BEULA
5 ZIPPORAH
6 SUSANNA
7 REBECCA
8 SARA
9 TABEA
10 HENA
11 MICHELLE
12 DEBORATH
13 RUTH
14 ANGEL
15 DAMARIS
16 GLORY PHOEBE
17 TRYPHOSA
18 RAHEL
19 NAGOMI
20 PRISCILLA
21 ELIZABETH
22 LEYAL
23 HELENA
24 VICTORIA
25 JOY
26 MARYANN
27 MAGDALENA
28 MIZPA JACOB
29 GNANAOLI
30 DOROTHY
31 VERONICA
32 FLORANCE
33 FRANCIS
34 GLADYS
35 EVELYN
36 THERESA
37 BERENIKA
38 OLIVIA
39 JOANA
40 CHRISTINA

41 GRACE G
 42 DAVANIA
 43 SYLVIE
 44 NICOLA
 45 JOSEPHINE
 46 CORINNA
 47 PAMILA
 48 VIRGINIA
 49 RAFFAELA
 50 SHARON
 51 LOURA
 52 CATHERINE
 53 VIVIAN
 54 LINDA
 55 JANETT
 56 MERCY
 57 CAROLYN
 58 PHYLLIS
 59 DOMINIQUE
 60 JASMINE
 61 JACQUELINE
 62 ANNICA G,
 63 CLARIE
 64 PAULINE
 65 ALISON
 66 HARRIET
 67 SALOME
 68 TAMARA
 69 CELINE
 70 BERYL
 71 ALICE
 72 SHEEBA
 73 QUELUA
 74 CHRYSTAL
 75 ULRICA
 76 MELISSA
 77 SAMANTHA
 78 MERIAH
 79 KIMBERLY
 80 FIONA
 81 ASHLEY
 82 LYNN
 83 ESTELLE
 84 CHIARA
 85 LARISSA
 86 LOREEN

... PETITIONERS

Vs

1 THE DIRECTOR OF SOCIAL WELFARE,
 DEPARTMENT OF SOCIAL WELFARE,
 CHEPAUK, CHENNAI.

2 THE DISTRICT COLLECTOR,
COLLECTORATE OFFICE,
TRICHY DISTRICT.

3 THE DISTRICT SOCIAL WELFARE OFFICER,
COLLECTORATE BUILDING,
TRICHY.

4 THE CHILD WELFARE COMMITTEE
REP. BY ITS CHAIRMAN,
HAVING OFFICE AT
OBSERVATION HOME AT BABU ROAD (EAST BOULEVAR ROAD),
TRICHY.

5 THE SUPERINTENDENT OF POLICE,
TRICHY DISTRICT,
TRICHY.

... RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to issue a writ of Mandamus directing the respondents herein to set the petitioners herein free forthwith from the control and custody of the respondents herein at Mose Ministries Home, Trichy and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of this case and thus render justice.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.M.SIDDHARTHAN, Advocate for the petitioner and of Mr.V.MURUGANANTHAM, Additional Government Pleader on behalf of the Respondents the court made the following order:-

(Order of the Court was made by **T.S.SIVAGNANAM, J.**)

Heard Mr.M.Siddharthan, learned counsel appearing for the petitioners and Mr.V.Muruganantham, learned Additional Government Pleader appearing for the respondents.

2. We have received the report submitted by the District Legal Service Authority and we are in the process of examining the same.

3. Today, when the matter was taken up for hearing, the learned Additional Government Pleader produced a typed set of papers, which shows the expenditure details and infrastructure arrangements made for the interview of the inmates and reasons for non-issuance of certificates to the inmates of the said home.

4. During the course of hearing, we were informed that the home is being granted by two women Police Constables and the Social Welfare Officer has not posted any staff in the home and all the

inmates, who are in the home, are taking care of their needs and necessities by themselves without any supervision or assistance.

5. We do not appreciate this state of affairs and we direct the Social Welfare Officer, Trichy, to forthwith post sufficient staff in the home and there at least one staff should remain throughout the night and sufficient help should be organized so as to do cooking etc., permitting the inmates to assist the staff. All the staff must be female staff. A report, in due compliance of the above directions, shall be submitted by the District Social Welfare Officer, Trichy, on or before 28.06.2017 and the said Officer shall be present before this Court on 28.06.2017.

6. List the matter on 28.06.2017.

sd/-
19/06/2017

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE DIRECTOR OF SOCIAL WELFARE DEPARTMENT OF SOCIAL WELFARE,
CHEPAUK, CHENNAI.
- 2 THE DISTRICT COLLECTOR,
COLLECTORATE OFFICE, TRICHY DISTRICT.
- 3 THE DISTRICT SOCIAL WELFARE OFFICER,
COLLECTORATE BUILDING, TRICHY.
- 4 THE CHAIRMAN,
CHILD WELFARE COMMITTEE,
HAVING OFFICE AT
OBSERVATION HOME AT BABU ROAD (EAST BOULEVAR ROAD), TRICHY.
- 5 THE SUPERINTENDENT OF POLICE,
TRICHY DISTRICT, TRICHY.

+1. C.C. to M/S.M.SIDDHARTHAN Advocate SR.No.24538
+1. CC TO THE SPECIAL GOVERNMENT PLEADER IN SR.NO.24592

ORDER
IN
WP(MD) No.8122 of 2017
Date :19/06/2017

MS/CM/SAR.4/20.06.2017/2P.8C