

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

**THE HONOURABLE MR.JUSTICE THOTTATHIL B.RADHAKRISHNAN
&
THE HONOURABLE MR.JUSTICE K.HARILAL**

WEDNESDAY, THE 1ST DAY OF APRIL 2015/11TH CHAITHRA, 1937

WP(C).NO. 16182 OF 2014 (W)

PETITIONER:

**THE MANAGER,
COLLEGE OF TEACHER EDUCATION, ARAKANNOOR, AYUR.**

**BY ADVS.SRI.KURIAN GEORGE KANNANTHANAM (SR.)
SRI.TONY GEORGE KANNANTHANAM
SRI.THOMAS GEORGE**

RESPONDENTS/ADDL.RESPONDENTS 4 TO 6:

- 1. THE UNIVERSITY OF KERALA
REP.BY ITS REGISTRAR, THIRUVANANTHAPURAM-695034.**
- 2. THE VICE CHANCELLOR
UNIVERSITY OF KERALA, THIRUVANANTHAPURAM-695034.**
- 3. THE PRO VICE CHANCELLOR
UNIVERSITY OF KERALA, THIRUVANANTHAPURAM-695034.**

***ADDL.R4:**

**THE CHANCELLOR
(REPRESENTED BY THE SECRETARY TO THE CHANCELLOR)
UNIVERSITY OF KERALA, RAJ BHAVAN, TRIVANDRUM -695 099.**

***ADDL.R5:**

**HARILAL RAJAN
FLAT NO.178, RAJAJI NAGAR, G.P.O. TRIVANDRUM -695 001.**

(*ADDL. R4 & R5 ARE IMPEADED AS PER ORDER DATED 26/06/2014 IN IA 8448/14.)

****ADDL.R6:**

**ABYIN AMPADIYIL SADANANDAN,
MANAGER, SREE NARAYANA INSTITUTE OF TECHNOLOGY,
THEPPUPARA, ADOOR P.O.,
PATHANAMTHITTA DISTRICT - 691 554,
RESIDING AT AMPADIYIL NEW BUNGALOW, M.G.ROAD,
PANNIVIZHA, ADOOR - 691 523.**

(ADDL.R6 IS IMPEADED AS PER ORDER DATED 08.12.2014 IN IA 16484/14.)**

R1-R3 BY ADV. SRI.O.V.RADHAKRISHNAN (SR.)
R1-R3 BY ADV. SMT.K.RADHAMANI AMMA
R1-R3 BY ADV. SRI.ANTONY MUKKATH
ADDL.R5 BY ADV. SRI.P.RAVINDRAN (SR.)
ADDL.R5 BY ADV. SRI.R.SUNIL KUMAR
ADDL. R6 BY ADV. SRI.E.K.NANDAKUMAR (SR.)
ADDL. R6 BY ADV. SRI.NAGARAJ NARAYANAN
ADDL. R6 BY ADV. SRI.SAIJO HASSAN
ADDL. R6 BY ADV. SRI.PRATHAP PILLAI
ADDL. R6 BY ADV. SRI.BENOJ C AUGUSTIN
ADDL. R4 BY SPL. GOVT.PLEADER SRI.TOM K. THOMAS
ADDL. R6 BY ADV. SRI.THOMAS ABRAHAM
ADDL. R6 BY ADV. SMT.MERCIAMMA MATHEW
ADDL. R6 BY ADV. SRI.ASWIN.P.JOHN
R1 TO 3 BY SRI.GEORGE POONTHOTTAM,SC,KERALA UNIVERSITY

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 01-04-2015,
ALONG WITH WPC. 23859/2014, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- P1- TRUE COPY OF THE ORDER DATED 30-6-2014 OF THE HIGHER EDUCATION (B) DEPARTMENT.
- P2- TRUE COPY OF THE ORDER DATED 23-2-2005 PUBLISHED IN GAZETTE OF INDIA PART-III, SECTION 4.
- P3- TRUE COPY OF THE APPLICATION FOR AFFILIATION OF TRAINING COLLEGE DURING 2004-05.
- P4- TRUE COPY OF THE ORDER DATED 14-10-2005 ISSUED BY THE 1ST RESPONDENT.
- P5- TRUE COPY OF THE NORMS FOR APPROVAL OF COLLEGES FOR TEACHER EDUCATION ISSUED BY NCTE.
- P6- TRUE COPY OF THE ORDER DATED 7-3-2014 ISSUED BY THE 1ST RESPONDENT.
- P7- TRUE COPY OF THE NOTICE DATED 24-4-2014 FROM THE PRO-VICE CHANCELLOR, UNIVERSITY OF KERALA.
- P8- TRUE COPY OF THE COMPLAINT DATED 1-3-2014 FILED BY ONE HARILAL RAJAN
- P9- TRUE COPY OF THE REQUEST FOR ADJOURNMENT DATED 8-5-2014 TO THE PRO-VICE CHANCELLOR.
- P10- TRUE COPY OF THE ENQUIRY REPORT DATED 14-5-2014.
- P11- TRUE COPY OF THE LETTER DATED 20-6-2014 ISSUED BY 1ST RESPONDENT
- P12- TRUE COPY OF THE ORDER DATED 16-6-2014 ISSUED BY THE 1ST RESPONDENT.
- P13- TRUE COPY OF LETTER DTD.15.3.14 ISSUED FROM THE SECRETARY TO GOVERNOR

RESPONDENT(S)' EXHIBITS:

- R1(A): TRUE COPY OF THE NCTE REGULATIONS, 2002 AND APPENDIX 7.
- R1(B): TRUE COPY OF THE AGREEMENT DT.19.9.2005.
- R1(C): TRUE COPY OF THE COMPLAINT OF HARILAL RAJAN WITH ANNEXURES ADDRESSED TO THE VICE-CHANCELLOR

OKB

//TRUE COPY//

P.A. TO JUDGE

THOTTATHIL B. RADHAKRISHNAN & K. HARILAL, JJ.

W.P(C). Nos.16182 & 23859 of 2014

Dated this the 1st day of April, 2015.

JUDGMENT

Thottathil B. Radhakrishnan, J.

These writ petitions are filed by the same writ petitioner challenging certain actions taken by the Vice Chancellor and also seeking a direction to the Vice Chancellor to consider certain issue as preliminary issue. With the passage of time, the question of the Vice Chancellor continuing the exercise of emergency powers does not arise since the Syndicate has been duly constituted. Under such circumstances, it is a matter within the domain of the Syndicate to consider whether the actions taken by the Vice Chancellor have to be ratified or not, and whether such actions should be continued or not. Leaving open all such issues, these writ petitions are closed without expressing anything on merits.

Sd/-

THOTTATHIL B. RADHAKRISHNAN, JUDGE

Sd/-

K. HARILAL, JUDGE

okb.