

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.02.2015

CORAM

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE
AND
The Hon'ble MR.JUSTICE M.M.SUNDRESH

W.P.Nos.8568 and 8569 of 2010
and M.P.No.1 of 2010

T.Arunkumar ... Petitioner in
both WPs.

-vs-

1.Union of India,
Rep. By its Secretary,
Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.

2.Dinesh Kumar Paliwal
Deputy Educational Advisor,
Bureau of Distance Learning & Scholarships,
Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.

3.All India Council for Technical Education,
Rep. By its Chairman, 7th Floor,
Chanderlok Building, Janpath, New Delhi.

.. Respondents in
both WPs.

Petitions under Article 226 of the Constitution of India praying for issue of (i) WP.8568/2010 - Writ of Quo Warranto against the second respondent herein as under what authority he is holding the public office as Member Secretary (In-charge) of the third respondent without any prescribed qualification under the AICTE Act 1987 and regulations, appointed pursuant to the order of the first respondent dated 12.08.2009 in No.1-142/2001-TS-II; and (ii) Writ of Mandamus to direct the first respondent to fill up the post of Member Secretary of All India Council for Technical Education by regular appointment of a competent person in pursuance of the notification dated Nil issued by the first respondent calling applications to fill up the post of the Member Secretary, AICTE published in the website of the department as expeditiously as possible.

For Petitioner in : Mr.Sarath Chandran
both WPs. for M/s.K.M.Vijayan Associates

For Respondents : Mr.M.Vaidyanathan for RR1 and 2
in both WPs. : Mr.P.R.Gopinath for R-3

O R D E R

(Order of the Court was made by The Hon'ble Chief Justice)

Learned counsel for the respondents state that regular appointment has already been made from 2nd June, 2011, and thus, the grievance against the appointment of the Member Secretary (In-charge) does not survive for consideration.

2.Writ Petitions, accordingly, stand disposed of. No costs.
Consequently, M.P.No.1 of 2010 stands closed.

Sd/-

Assistant Registrar

//True Copy//

Sub Assistant Registrar

sra

To

- 1.The Secretary,
Union of India,
Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.
- 2.The Deputy Educational Advisor,
Bureau of Distance Learning & Scholarships,
Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.
- 3.The Chairman,
All India Council for Technical Education,
7th Floor, Chanderlok Building, Janpath, New Delhi.

1 cc to Mr.K.M.Vijayan Associates ,Advocate, SR.No.9172
1 cc to Mr.P.R.Gopinath ,Advocate, SR.No.9335

W.P.Nos.8568 and 8569
of 2010

gj (Co)
pmk.28.2.2015