

In the High Court of Judicature at Madras

Dated: 12.03.2015

CORAM:

The Honourable Mr. SANJAY KISHAN KAUL, Chief Justice
and
The Honourable Mr. Justice M.M. SUNDRESH

Writ Petition Nos. 32116 and 32117 of 2007
and M.P. Nos.1, 2 and 3 of 2007

K.N. Kuppusamy Educational Trust
411, Velayutha Nagar
Jeyamkondom, Perambalur District
rep. by its Founder Trustee K.K. Chinappan. Petitioner in both

vs.

- 1.The State of Tamil Nadu
rep. by the Secretary to Government
Higher Education Department
Fort St. George, Chennai 600 009.
- 2.The Regional Director
National Council for Teacher Education
(Southern Region)
1st Floor, CSD Building
HMT Post, Bangalore 560031. R1&2 in both petns.
- 3.Bharathidasan University
Trichy-20, rep. by its Registrar. R3 in WP.32116/2007
- 4.The Principal
District Institute of Teacher Education
Keezhapazhoor and Post
Perambalur District. R3 in WP.32117/2007
- 5.Meenakshi Ramasamy Educational
and Charitable Trust
M.R.Kalvi Nagar, Thathanur Post
Udayar Palayam Taluk
Perambalur District
rep. by its Managing Trustee
Mr.R.Ragunathan R4 in both petitions

6.Meenakshi Ramasamy College of Education
M.R.Kalvi Nagar, Thathanur Post
Udayar Palayam Taluk
Perambalur District
rep. by its Manager & Correspondent
Mr.R.Ragunathan

... R5 in W.P.32116/2007

7.Meenakshi Ramasamy Teacher
Training Institute
M.R.Kalvi Nagar, Thathanur Post
Udayar Palayam Taluk
Perambalur District
rep. by its Manager & Correspondent
Mr.R.Ragunathan

... R5 in WP.32117/2007

PRAYER: Writ Petitions filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorari to call for the records relating to the impugned proceedings of the 2nd respondent in F.SRO/NCTE/B.Ed/2006-2007/9001 and F.SRO/NCTE/D.T.Ed/2006-2007/9001 dated 13.11.2006 and 08.11.2006 respectively and quash the same

For Petitioner : Mr. V. Selvaraj in both W.Ps
For Respondents : Mr. S.T.S. Murthi
Govt. Pleader for R1
Mr. P.R. Gopinathan for R2 in both W.Ps
Mr. V. Govardhan
for M/s. Row & Reddy for R3 in WP.No.32116/15
Mr.R.Sureshkumar for R4 & 5 in WP.No.32116/15
and R4 in WP.No.32117/15
NA - R3 to 5 in WP.No.32117/07

COMMON ORDER

(Made by The Hon'ble The Chief Justice)

The petitions have been filed on behalf of the Trust which has established educational institutions being affiliated to the third respondent. The grievance made is against the fourth respondent-Trust, who seeks to open a Teacher Training Institute, for which affiliation has been granted by the third respondent.

2. It is the second respondent/NCTE, the recognising body, scrutinises whether all the parameters are met or not. It is, thereafter, the affiliation is granted by the third respondent.

Thus, if there are any infirmities, the petitioner could, at best, approach the second respondent.

3. In view of the aforesaid, it is agreed that the second respondent may now carry out an inspection in both of the institution of respondent 4/5 as well as the institution of the petitioner to find out that there is any defect and if so, proceed in accordance with law.

4. Needless to say the charges for such inspection will be borne by the respective institutions in accordance with the regulations.

5. The writ petitions accordingly stand disposed of. No costs. Consequently, M.P.Nos. 1, 2 and 3 of 2007 are closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

ATR

Copies to;

1. The Secretary to Government
State of Tamil Nadu
Higher Education Department
Fort St. George, Chennai 600 009.
2. The Regional Director
National Council for Teacher Education
(Southern Region)
1st Floor, CSD Building
HMT Post, Bangalore 560031.

+1cc to M/s.Row & Reddy, Advocate, S.R.No.14149
+1cc to M/s.V.Selvaraj, Advocate, S.R.No.14313
+1cc to M/s.R.Suresh Kumar, Advocate, S.R.No.14008
+2cc's to M/s.P.R.Gopinathan, Advocate, S.R.No.14395
+1cc to the Government Pleader, S.R.No.14026

W.P. Nos.32116 & 32117 of 2007

SAI (CO)
CA(20/03/2015)