

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.05.2016

CORAM:

THE HONOURABLE MR. JUSTICE M.V.MURALIDARAN

W.P.No.18422 of 2016

and

WMP Nos.16119 to 16121 of 2016

T.Kannan

.. Petitioner

vs.

1.The Registrar,
Annamalai University,
Annamalai Nagar - 608 002.

2.The Director,
Directorate of Government Examination,
College Road,
Chennai - 600 006.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus calling for the records pertaining to order of enquiry in the Office Memorandum No.C1-3/6656/2015, dated 07.05.2016, scheduled to be held on 02.06.2016 at 11.00 a.m., passed by the first respondent University and quash the same as premature, unjust, arbitrary and unconstitutional and consequently direct the first respondent University to recognize the continuing status of petitioner's employment as Deputy Garden Superintendent and direct the disbursement of petitioner's salary dues.

For petitioner : Mr.J.Nagarajan

For 2nd respondent : Mr.K.Karthikeyan,
Government Advocate

ORDER

Mr.K.Karthikeyan, learned Government Advocate, takes notice for the second respondent.

2. The case of the petitioner is that he was working as Deputy Garden Superintendent in the first respondent University and the first respondent University has initiated suo motu enquiry on finding difference of marks found in the Tenth Mark Sheet and his marks found entered in the application for

admission of +2 in Ramasamy Chettiyar Town Higher Secondary School, Chidambaram. As petitioner had missed the Tenth Mark Sheet received from Kamaraj Matric Higher Secondary School, Chidambaram, he made a representation dated 23.1.2015 along with a Missing Certificate issued by the Annamalai Nagar Police Station, to the second respondent for issuance of a Certified Copy of the Mark Sheet of Tenth Standard. Despite several reminders, the second respondent is delaying to issue the Certified Copy of the Tenth Mark Sheet, without which, he will find it difficult to defend his case. In the mean time, the first respondent has directed the petitioner to appear for enquiry on 02.06.2016 at 11.00 a.m.,. Therefore, the present Writ Petition has been filed by the petitioner seeking for the relief stated above.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate appearing for the second respondent.

4. The learned Government Advocate would fairly submit that the second respondent will issue certified copy of the Tenth Mark Sheet within three days from the date of receipt of a copy of this order.

5. Hence, the second respondent is directed to issue Certified Copy of the Tenth Mark Sheet sought for by the petitioner within three days from the date of receipt of a copy of this order. On receipt of such Certified Copy of the Tenth Mark Sheet, the petitioner is directed to appear before the first respondent University for enquiry on 9.6.2016. As such, the date of enquiry i.e. 02.06.2016 mentioned in the impugned Office Memorandum is changed to 09.06.2016. Accordingly, the Writ Petition is disposed of. No costs. The connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

To

1.The Registrar,
Annamalai University,
Annamalai Nagar - 608 002.

2.The Director,
Directorate of Government Examination,
College Road, Chennai - 600 006.

+1cc to Mr.J.Nagarajan, Advocate Sr.28773

W.P.No.18422 of 2016
and
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rsy(CO)
srg(26/05/2016)



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