



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

AND

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P.[MD].No.1561 of 2014

and

M.P.(MD)Nos.2 and 3 of 2014

S.Venkatasamy

:Petitioner

Vs.

1.Manonmaniam Sundaranar University,

Represented by the Registrar,

Abhishekapatti, Tirunelveli-627 012.

2.University Grants Commission,

Represented by its Chairman,

Bahadur Shah Zafar Marg, New Delhi-100 002.

3.The Union of India,

Represented by the Secretary,

Ministry of Human Resource Development,

New Delhi.

4.The Secretary,

Department of Higher Education,

Government of Tamil Nadu,

Secretariat, Fort St. George,

Chennai-600 009.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus, to call for the records of the Syndicate Resolution of the first respondent University in the 151st meeting of the Syndicate held on 30.12.2013 in Item Nos.81 and 82, quash the same and consequently, direct the first respondent University to not to operate beyond the territorial jurisdiction under the Manonmaniam Sundaranar University Act, 1990 in the form of Off-Campus/Study Centers, affiliated colleges, centers operating through franchises, courses under Distance Mode.

For Petitioner

: M/s.D.Geetha

For Respondent No.1

: Mr.Xavier Rajini

For Respondent No.3

: Mr.R.Vijayarajan

For Respondent No.4

: Mr.T.R.Janarthanan,

Additional Government Pleader



O R D E R

[Order of the Court was made by S.NAGAMUTHU, J.]

The petitioner has come up with this Public Interest Litigation seeking to quash the Syndicate resolution of the first respondent University, in its 151st meeting held on 30.12.2013, as item Nos.81 and 82, wherein the Syndicate decided to have campus/study centres outside the territorial limits of the University. The further prayer is to restrain the first respondent University from operating any such campus/study centres or affiliated colleges, outside the territorial jurisdiction of the said University, which is governed by Manonmaniam Sundaranar University Act of 1990.

2. Today, when this Public Interest Litigation was taken up, it was reported by the learned counsel for the petitioner that the petitioner is no more. The learned counsel appearing for the University submitted that as of now, the University has taken a decision not to operate any campus/study centre outside its territorial jurisdiction. The territorial jurisdiction covers three districts, namely, Tirunelveli, Kanyakumari and Tuticorin. Beyond these three Districts, the University is not going to run any campus/study centre. The said statement is recorded. Thus, the Writ Petition itself has become infructuous and accordingly, the same is dismissed. No costs. Consequently, the connected miscellaneous petitions are also dismissed.

Sd/-

Assistant Registrar(Writs)

/True copy/

Sub Assistant Registrar

To

- 1.The Secretary,
Union of India,
Ministry of Human Resource Development,
New Delhi.
- 2.The Secretary,
Department of Higher Education,
Government of Tamil Nadu,
Secretariat,
Fort St. George,
Chennai-600 009.

+1cc to special Government Pleader SR.No.57784

+1cc to Mr.R.Vijayarajan, Advocate SR.No.57296

sml

sm:EM-MPA:19/10/2016:2P/5C