



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.06.2016

CORAM :

THE HONOURABLE MR.JUSTICE NOOTY.RAMAMOohana RAO
and
THE HONOURABLE MR.JUSTICE S.S.SUNDAR

Writ Appeal (MD) No.362 of 2013
& M.P(MD)Nos.1 and 2 of 2013

R.Viswanathan

...Appellant/Petitioner

-Vs-.

- 1.The Joint Director,
Directorate of Collegiate Education,
Tirunelveli Region,
Tirunelveli - 627 007.
- 2.The Secretary,
Sri Kumara Gurupara Swamigal Arts College,
Arulnanthi Nagar, Padmanabamangalam (Post),
Srivaikundam,
Tuticorin District - 628 619.
- 3.R.Subbarayalu, M.Com., M.B.A.,
The Secretary,
Sri Kumara Gurupara Swamigal Arts College,
Arulnanthi Nagar,
Padmanabamangalam (Post),
Srivaikundam, Tuticorin District - 628 619.
- 4.The Principal,
Sri Kumara Gurupara Swamigal Arts College,
Arulnanthi Nagar,
Padmanabamangalam (Post),
Srivaikundam,
Tuticorin District - 628 619.
- 5.Mr.S.Sankaranarayanan,
Principal,
Sri Kumara Gurupara Swamigal Arts College,
Arulnanthi Nagar, Padmanabamangalam (Post),
Srivaikundam,
Tuticorin District - 628 619.

- 6.The Enquiry Officer,
Plot No.79, K.K.Nagar,
Madurai - 625 020.

...Respondents/Respondents



Appeal filed under Clause 15 of Letters Patent praying to set aside the order dated 13.03.2013 made in W.P.(MD) No.1636 of 2013.

Prayer in WP(MD). 1636/ 2013 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari Mandamus, in the nature of writ, to call for the records pursuant to the proceedings of the 2nd and 3rd Respondent vide proceedings No. 11C/Second Show Cause Notice/KGS-2012-2013 dated 31.12.2012 and the enclosure NO. 1 the Enquiry Officer's Report and Findings consequential show cause notice vide Disciplinary proceedings of the Secretary against Mr.R.Viswanathan RC 11D/Violation of Code of Conduct as set out in TNPCR Rules 1976/KGS/2012-13 dated 20.01.2013 and quash the same and consequently direct the 2nd and 3rd Respondents to reopen the enquiry vide the petitioner's representation dated 11.01.2013 and pass such further or other orders.

For Appellant : Mr.R.Sundar Srinivasan
For Respondents 1 to 5: Mr.B.Pugalendhi
Special Government Pleader

JUDGMENT

(Judgment of the Court was delivered by NOOTY.RAMAMOHANA RAO,J)

Mr.R.Sundar Srinivasan, learned counsel appearing for the appellant seeks permission to withdraw this Writ Appeal with liberty to raise the contentions canvassed in this Writ Appeal at the time of hearing of W.P.(MD) No.8728 of 2013, which is filed raising comprehensive contentions regarding the order passed terminating the service of the appellant herein. Accordingly, reserving the liberty, this Writ Appeal stands dismissed as withdrawn. No costs. Consequently, the connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(T&P)

/True Copy/

Sub Assistant Registrar(CS)

To

1.The Joint Director, Directorate of Collegiate Education,
Tirunelveli Region, Tirunelveli - 627 007.

2.The Enquiry Officer, Plot No.70, K.K.Nagar, Madurai - 625 020.

+1cc to M/s.R.Sundar Srinivasan, Advocate in SR.27630

+1cc to the Special Government Pleader, in SR.27908

Writ Appeal (MD) No.362 of 2013
02.06.2016