

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14.12.2017

CORAM

THE HONOURABLE MR.JUSTICE N. KIRUBAKARAN

W.P.Nos.6481, 6492 & 8737 of 2016
and

W.M.P.Nos.5760, 5761, 5774, 7722 to 7724 of 2016

W.P.No.6481/2016

K.Anandan

...Petitioner

Vs.

- 1.Government of India
Rep by the Joint Secretary
Government of India
Ministry of Human Resource Development &
Department of Higher Education
New Delhi-110 011.
- 2.Pondicherry University
Represented by the Registrar
Pondicherry University
Dr.R.Ambedkar Administration Building
R.V.Nagar, Kalapet, Puducherry-14.
- 3.The Vice-Chancellor in Charge
Pondicherry University
Puducherry-14.
- 4.Prof.Anish Basheer Khan
Junior Dean, School of Life Sciences
Pondicherry University
Puducherry - 14.
- 5.Government of Pondicherry
Rep by Chief Secretary
Pondicherry

[R5 suo motu impleaded as per
order dated 10.10.2017 by NKKJ.
in W.P.Nos.6492, 6481 and 8737/16]

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records on the file of the 1st respondent vide order No.39-2/2015-Desk(U) dated 21.08.2015 appointing the 4th respondent as Vice Chancellor in charge particularly in respect of the order "till further orders" and quash the same as arbitrary ultra virus, without jurisdiction, against the statutes and against the principles of natural justice.

For Petitioner : Mr.Ami V.Kataria
For P.J.Rishikesh
For Respondents : Mr.J.Madanagopal Rao [For R1]
Mr.Stalin Abhimanyu [For R2-R4]
Mr.C.T.Ramesh [For R5]
Addl Government Pleader

W.P.No.6492/2016

Dr.Ilamathy Janakiraman ...Petitioner

Vs.

1.Union of India
Rep by Secretary
Ministry of Human Resource Development
Department of Higher Education
Shastri Bhavan, New Delhi-110 011.

2.The Registrar
Pondicherry University
Puducherry.

3.Prof. Mrs.Anisa Basheer Khan
The Acting Vice-Chancellor
Pondicherry University
Puducherry.

4.Government of Pondicherry
Rep by Chief Secretary
Pondicherry.

[R4 suo motu impleaded as per
order dated 10.10.2017 by NKKJ.
in W.P.Nos.6492, 6481 and 8737/16]

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 2nd and 3rd respondents not to take any policy decisions such as appointments, promotions, extensions of 3rd respondent acting Vice-Chancellor period beyond her seniority deanship dated 27.02.2016 and to strictly follow the statute 1(A)(7) of the Pondicherry University Act, 1985 and instructions of 1st respondent vide No.F39-16/2011-Desk(U) dt. 07.02.2012.

For Petitioner : Mr.E.Anbarasan
For Respondents : Mr.J.Madanagopal Rao for R-1
Mr.Stalin Abhimanyu for R2, R3
Mr.C.T.Ramesh
Addl Government Pleader for R4 (Pondy)

W.P.No.8737/2016

Dr.Illamathy Janakiraman

...Petitioner

Vs.

1.Union of India

Rep by the Secretary
Ministry of Human Resource Development &
Department of Higher Education,
Shastri Bhavan
New Delhi-110 011.

2.The Registrar

Pondicherry University
Puducherry.

3.Prof. Mrs.Anisa Basheer Khan

Claiming as Acting Vice-Chancellor
Pondicherry University
Puducherry.

4.Prof.M.Ramachandran

Claiming as Registrar (acting)
Pondicherry University
Puducherry.

5.Government of Pondicherry

Rep by Chief Secretary
Pondicherry.

[R5 suo motu impleaded as per
order dated 10.10.2017 by NKKJ.
in W.P.Nos.6492, 6481 and 8737/16]

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records relating to the order dated 03.03.2016 made in F.No.39-02/2015-Desk U passed by the 1st respondent and to quash the same as highly illegal, arbitrary and ultra vires the Statute of Pondicherry University act, consequently direct the respondents to strictly follow the statute 1(A)(7) of the Pondicherry Universities Act, 1985.

For Petitioner : Mr.E.Anbarasan
For Respondents : Mr.J.Madanagopal Rao for R-1
Mr.Stalin Abhimanyu for R2
Mr.C.T.Ramesh
Addl Government Pleader for R-5
(Pondy)

C O M M O N O R D E R

Learned counsel appearing on behalf of the petitioners seeks leave of this Court to withdraw these writ petitions stating that the matter has become infructuous and he has also made an endorsement to that effect.

2. In view of the representation and endorsement made by the learned counsel for the petitioners, these writ petitions are dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar(CS-VIII)

//True Copy//

Sub Assistant Registrar

may

To

- 1.The Secretary/Joint Secretary
Ministry of Human Resource Development &
Department of Higher Education, Shastri Bhavan
New Delhi-110 011.
- 2.The Registrar
Pondicherry University,Puducherry.
- 3.The Acting Vice-Chancellor
Pondicherry University, Puducherry.

- + 3 ccs to Mr. Stalin Abhimayu, Advocate SR.89752, 89653, & 89754
- + 2 ccs to Mr.E. Anbarasan, Advocate SR.90153, 90154
- + 1 cc to Mr.J.Madanagopal Rao, Advocate SR.88978
- + 1 cc to Mr. P.J. Rishikesh, Advocate SR.89749
- + 1 cc to Mr.K.S. Jeya Ganeshan, Advocate Sr.88991

W.P.Nos.6481, 6492 & 8737 of 2016

PA(CO)
EU(09/01/2018)