

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.08.2018

CORAM:

THE HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

W.P.No.1161 of 2009
and M.P.No.1 of 2009

- 1.S.Krishnapriya
- 2.Remya
- 3.Ajish Tom Shajan
- 4.Vyshak Sharma
- 5.Vipin Kumar Venugopal
- 6.Harikrishnan
- 7.Rojin Koshy Varghese
- 8.P.R.Renju
- 9.Ajosh P.Ashok
- 10.Monish Methew Jacob
- 11.Manju R.Nair
- 12.Jobu Mathew

... Petitioners

Vs.

- 1.All India Council for Technical Education,
7th Floor, Chanderlok Building,
Janpath, New Delhi - 110 001.

- 2.The Registrar,
Anna University, Guindy,
Sardar Patel Road, Chennai - 600 025.

- 3.The Director,
PSN College of Engineering & Technology,
Melatheditoor, Palayamkottak Taluk,
Tirunelveli District.

... Respondents

PRAYER: Writ Petition has been filed under Article 226 of the Constitution of India seeking a Writ of Mandamus, to direct the respondents to return the original certificates given by the petitioners at the time of their admission for the first year B.Tech IT Course/MBA Course for the academic year 2007-2008 and refund of the Course and Hostel Fees paid by them.

For Petitioners : Mr.B.Christ Das
For 3rd Respondent : Mr.V.G.Suresh Kumar

O R D E R

The present Writ Petition has been filed for issuance of Writ of Mandamus, to direct the 3rd respondent to return the Original Certificates given by the petitioners at the time of admission for the first year B.Tech IT/MBA Course

for the academic year 2007-2008 and for refund of the Course and Hostel fees paid by them.

2. The petitioners joined in the PSN College of Engineering & Technology for the B.Tech degree programme/ MBA degree course for the academic year 2007-2008. They joined the College in August, 2007. It is the allegation of the petitioners that they were asked to join another College viz., the PSN College of Engineering. Since the petitioners were not prepared to join the PSN College of Engineering, they left the studies and went back. It is their allegation that they demanded return of fees, but, it was returned.

3. The Writ Petition was admitted on 19.10.2009. When the matter has come up for final hearing, though technical plea like maintainability of the Writ Petition for the relief claimed, has been raised by the respondents, the parties after negotiation, have agreed that the third respondent/Institution will give refund of 50% of the fees as demanded by the petitioners. The amount shall be paid within a period of six weeks from today (03.08.2018). The Demand Draft will be handed over to the learned counsel appearing for the petitioners.

4. With the above terms, this Writ Petition is disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

To

The Director,
PSN College of Engineering & Technology,
Melatheditoor, Palayamkottak Taluk,
Tirunelveli District.

+1cc to Mr.T.SURESH KUMAR, Advocate, S.R.No.53485
+1cc to Mr.B.CHRIST DAS, Advocate, S.R.No.53672

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SMI/09.08.2018