

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.05.2019

CORAM

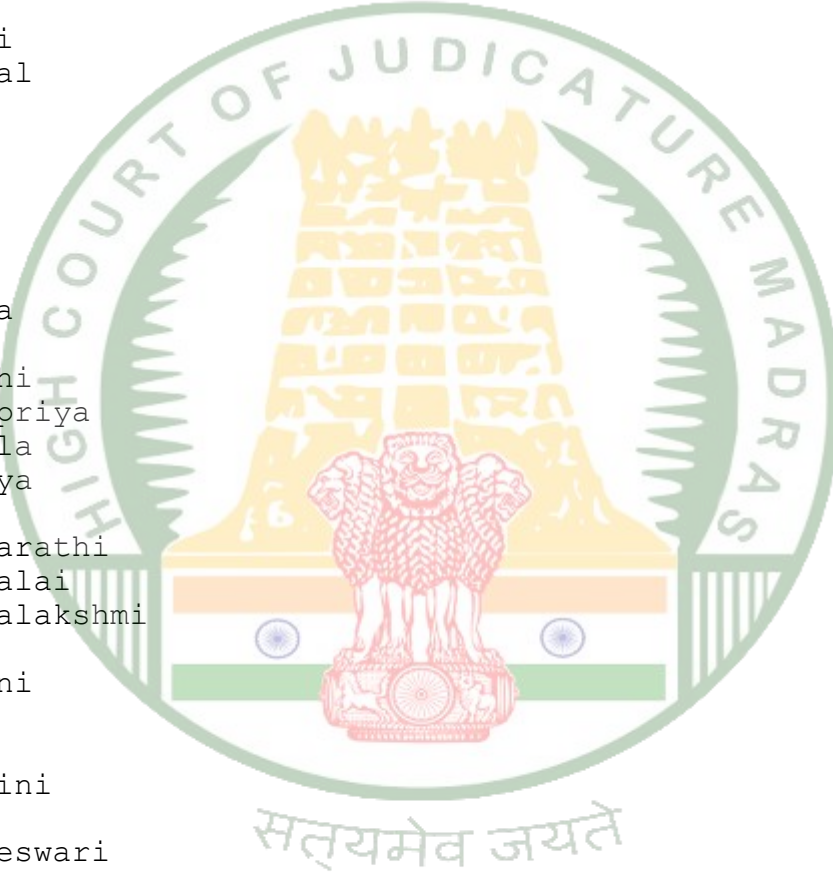
THE HONOURABLE MR.JUSTICE RMT.TEEKAA RAMAN

W.P.No.14621 of 2019

and

W.M.P.Nos. 14625 & 146627 & 14628 of 2019

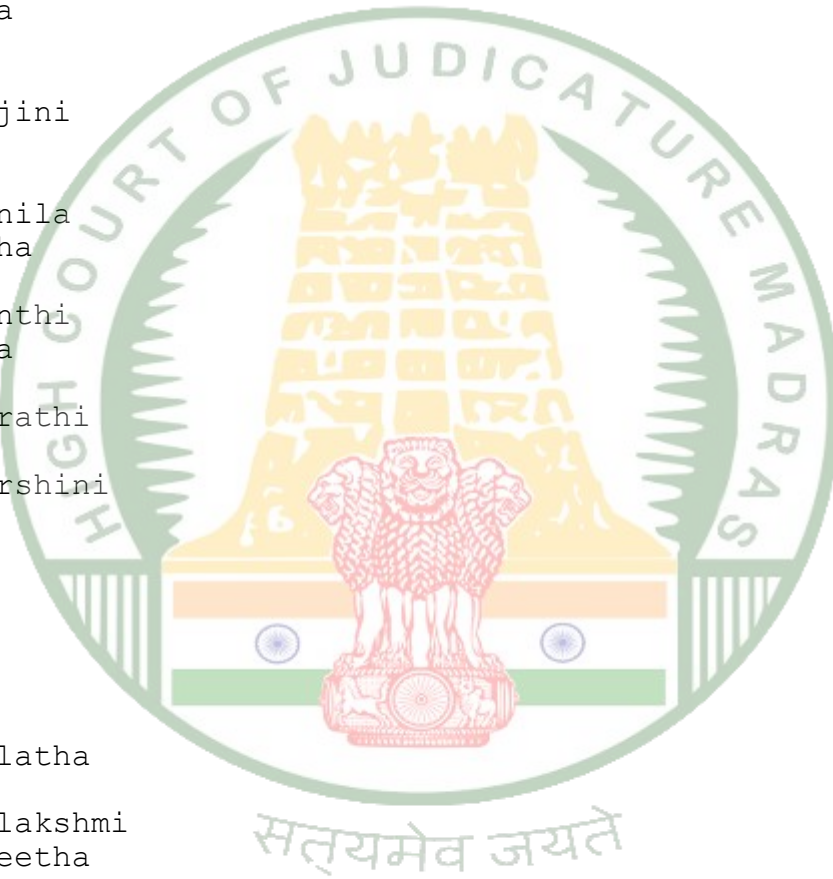
- 1.Jothika
- 2.Anbuselvi
- 3.Periyammal
- 4.Abarna
- 5.Jothika
- 6.Asaikili
- 7.Gokila
- 8.Ragavi
- 9.Ranjitha
- 10.Santhiya
- 11.Sumathi
- 12.Kanimozhi
- 13.Manickapriya
- 14.Tamilnila
- 15.Kavipriya
- 16.Mohana
- 17.Divyabharathi
- 18.Manimegalai
- 19.Santhanalakshmi
- 20.Saranya
- 21.Selvarani
- 22.Kalpana
- 23.Ashwini
- 24.Babysalini
- 25.Naveena
- 26.Akilandeswari
- 27.Elakkiya
- 28.Iswarya
- 29.Jayapriya
- 30.Kogila
- 31.Kowsalya
- 32.Mahalakshmi
- 33.Nadhiya
- 34.Pooja
- 35.Sanchana
- 36.Bhuvaneshwari
- 37.Elakkiya
- 38.Mayavathi
- 39.Kaviya



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40. Keerthana
41. Ranjitha
42. Akila
43. Ishwarya
44. Kiruthika
45. Govinthammal
46. Hemalatha
47. Ishwarya
48. Mahalakshmi
49. Nandhini
50. Priyadharshini
51. Sandhiya
52. Sasikala
53. Sathiya
54. Sathya
55. Sivaranjini
56. Sowmiya
57. Suguna
58. Sumithanila
59. Sushmitha
60. Suyitha
61. Thamayanathi
62. Pavithra
63. Ramya
64. Divyabarathi
65. Anusuya
66. Devadharshini
67. Shilpa
68. Divya
69. Iswarya
70. Revathi
71. Shagila
72. Indhuja

73. Premalatha
74. Devi
75. Rajalakshmi
76. Sangeetha
77. Selvarani
78. Shilpa
79. Jamuna
80. Sindhu
81. Priyanga
82. Anjalidevi
83. Arthi
84. Bakkiyalakshmi
85. Elakkiya
86. Gopiga
87. Gowsalya
88. Kalaiselvi
89. Kalaivani



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90. Kaleeswari
91. Kamatchi
92. Kanchana
93. Kavarna
94. Kaviyarasi
95. Keerthika
96. Kousalya
97. Lavanya
98. Malathi
99. Malaviga
100. Mamtha
101. Mathivathani
102. Monika
103. Nandhini
104. Nisha
105. Nishanthini
106. Nithya
107. Pavithra
108. Romiya
109. Santhiya
110. Saranya
111. Shalini
112. Sindhuja
113. Snega. S
114. Sneha

...Petitioners

Vs

- 1 The Government of Tamil Nadu
Rep. by its Secretary Adi- Dravidar and
Tribal Welfare Department Chennai 600009.
- 2 The Secretary to the Government
of Tamil Nadu Higher Education
Department,
Chennai - 600009.
- 3 The Commissioner of Technical Education,
Chennai - 600025.
- 4 Adi - Dravidar and
Tribal Welfare Department
Rep.by its
Director Chennai 600009.
- 5 Bharathiyar Institute of
Engineering for Women Rep. by its Principal
Deviyakurichi Thalaivasal Attur Taluk
Salem District 636112.

.. Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India prays to issue a Writ of Certiorari Mandamus, Calling for the records of the 1st respondent relating to G.O.Ms.No.52 Adi Dravidar and Tribal Welfare dated 11/08/2017 and quash the same.

For petitioner : Mr.Muthumani Doraisamy

For respondents: Mr.V.Kathirvelu
Government Advocate

ORDER

The prayer sought for herein in this Writ Petition is for issuance of a Writ of Certiorari, to call for the records of the 1st respondent relating to G.O.Ms.No.52, Adi-Dravidar and Tribal Welfare, dated 11.08.2017 and quash the same.

2. By consent of both parties, the writ petition itself is taken up for hearing and the following order is passed.

3. The core issue that arises for consideration is that whether the writ petitioners, who are the students admitted in the private engineering colleges under the management quota are entitled to the benefit of G.O.Ms.No.52, Adi-Dravidar and Tribal Welfare, dated 11.08.2017.

4. In a similarly placed matter, i.e., in W.P.Nos. 9723 and 9730 of 2019 the Division Bench has given the following Judgment:

"3. The Government of Tamil Nadu, with a view to help the students belonging to Adi Dravidar community, issued an order in G.O.Ms.No.6, Adi Dravidar and Tribal Welfare Department, dated 09 January 2012, providing scholarship to the students studying in Government and Aided Institutions. The Government made certain amendments to the Government Order in G.O.Ms.No.6, Adi Dravidar and Tribal Welfare Department, dated 09 January 2012. By way of the said amendment, the Government made it clear that the scholarship would be granted only to the extent of rates fixed by the Fee Structure Committee for the free seats under Government quota with effect from the academic year 2017-2018. The

Government was well within its powers to amend the order. The grievance of the petitioner appears to be that only during the currency of the academic year, the amendment was introduced. There will be no difficulty to the petitioner, in case the Government Order is implemented from the academic year 2018-2019 instead of 2017-2018. In case the operation of the Government Order is given effect from 2018-2019, it would not affect the petitioner in any manner.

4. We direct the respondents not to extend the amended Government Order to the petitioner, meaning thereby, he would be entitled to the benefit of the earlier order in G.O.Ms.No.6, Adi Dravidar and Tribal Welfare Department, dated 09 January 2012. No other contentions were raised before us.

5. We allow the Writ Petition in W.P.(MD) No.17694 of 2017 as indicated above. No costs. Consequently, the connected Miscellaneous Petitions are closed."

5. In the light of the above said Judgment, the present writ petition stands allowed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(V.O)

//True Copy//

Sub Assistant Registrar

kmm/kst

To

1. The Secretary,
The Government of Tamil Nadu
Adi- Dravidar and
Tribal Welfare Department,
Chennai 600009.

2. The Secretary to the Government
of Tamil Nadu Higher Education Department,
Chennai - 600009.

3.The Commissioner of Technical Education,
Chennai - 600025.

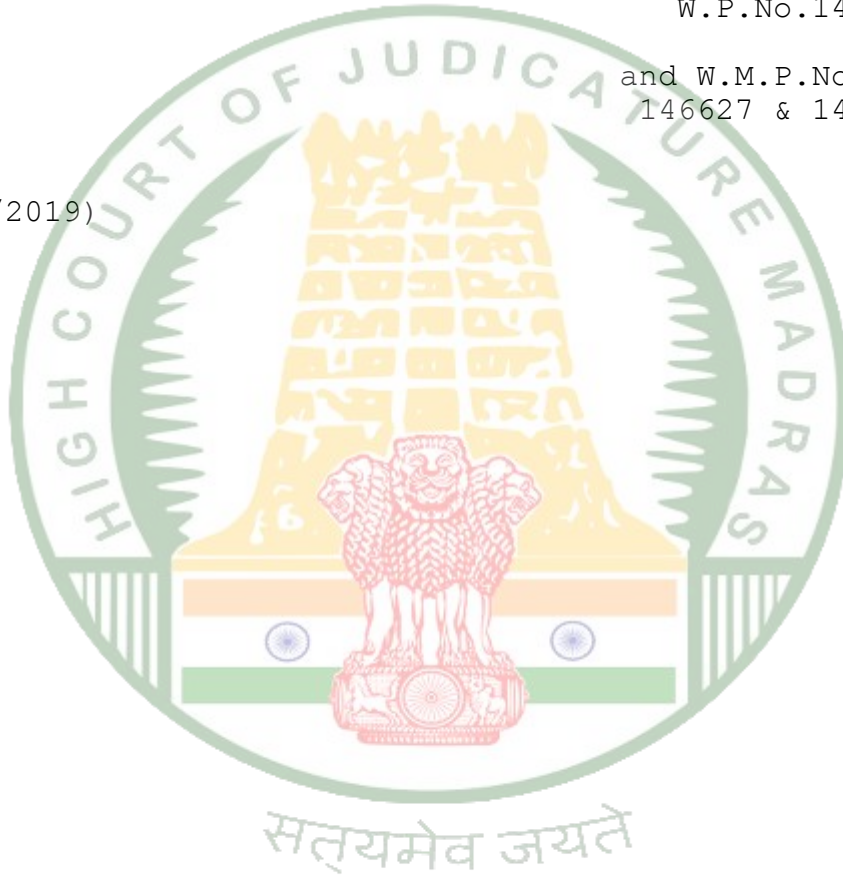
4.The Director,
Adi - Dravidar and Tribal Welfare Department
Rep.by its Director,
Chennai 600009.

+2ccs to Mr.Muthumani Doraisami, Advocate, S.R.No.44161

W.P.No.14621 of 2019
and
and W.M.P.Nos. 14625 &
146627 & 14628 of 2019

KJ(CO)

RRS (27/05/2019)



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