

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.10.2019

CORAM:

THE HON'BLE MR.JUSTICE M.DHANDAPANI

Contempt Petition No.1594 of 2019

The Secretary,  
Secred Heart College (Autonomous)  
Tirupattur - 635 601,  
Vellore District. .... Petitioner

Vs.

- 1.Mangat Ram Sharma IAS.,  
Secretary to Government of TN,  
Department of Higher Education,  
Fort St.George, Chennai - 600 009.
- 2.Dr.C.Jothi Venkateshvaran  
The Director of Collegiate Education,  
College Road, Chennai - 600 006.
- 3.Dr.K.Ezhilan  
The Joint Director of Collegiate Education,  
Vellore Region,  
Vellore District - 635 006. ... Respondents

**Prayer :**

Contempt petition filed under Section 11 of Contempt of Courts Act, 1971 praying to punish the respondents herein for their willful and deliberate disobedience and defiance of the order of this Hon'ble Court dated 13.12.2018 in Writ Petition No.32849 of 2018 and close the breach thereof.

For Petitioner : Mr.P.Godson Swaminath  
for M/s.Isaac Chambers  
For Respondents : Mr.V.Kadirvelu  
Special Government Pleader

**ORDER**

This contempt petition is filed alleging willful disobedience of the order dated 13.12.2018 made in W.P.No.32849 of 2018.

2.This Court vide order dated 13.12.2018 made in W.P.No.32849 of 2018 issued direction to the respondents to consider the proposal sent by the petitioner to the Joint Director of Collegiate Education on 03.11.2017 and 25.01.2018 for approval of appointments in the light of the earlier orders passed by this Court in W.P.No.29075 of 2016 and to pass appropriate orders within a time frame. For non passing of the orders as per the directions of this Court, the petitioner has filed this contempt petition.

3.The learned Special Government Pleader by producing a letter dated 24.10.2019 from the Joint Director of Collegiate Education addressed to him would submit that the proposals sent by the petitioner are defective and the

defects have to be rectified by the College Management. Before rectification of the defects, the respondents are not in a position to comply with the order of this Court.

4. In view of the above, no contempt arise. The appearance of the third respondent is dispensed with.

5. This contempt petition is accordingly closed. However, this order will not stand on the way of the petitioner to send fresh proposal after rectifying the defects pointed out by the respondents.

SD/-  
ASSISTANT REGISTRAR (COMM. CASES)  
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//Certified to be true copy//

Dated at Madras this the day of 2019.

COURT OFFICER (O.S.)

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Smi/12/11/2019