



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 24.01.2019

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THE HONOURABLE MR.JUSTICE C.SARAVANAN

WP(MD).NO.2625 and 4057 of 2013
in
MP(MD).Nos.1 and 1 of 2013

WP.No.2625 of 2013

N.Gurusamy

...Petitioner

- Vs. -

1. The state of Tamilnadu represented by
its secretary,
Department of Higher Education,
secretariat,
Chennai -9.
 2. The Principal Secretary cum Commissioner,
Department of Technical Education,
Sardar Patel Road, Guindy, Chennai.
 3. The Director,
Directorate of Technical Education,
Chennai-600 025.
 4. The Chairman,
Governing Council,
P.A.C.Ramasamy Raja Polytechnic College,
Kumarasamy Raja Nagar Post,
Rajapalayam, Virudhunagar District.
 5. The Principal,
P.A.C.Ramasamy Raja Polytechnic College,
Kumarasamy Raja Nagar Post,
Rajapalayam, Virudhunagar District.
- : Respondents

PRAYER : Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned orders dated 08.12.2009 and 09.11.2007 passed by the 3rd respondent by canceling the petition for upgradation as "Associate Lecturer" (Electrical) on 01.03.1998, consequent cancellation of upgradation as "Senior



Lecturer", recovery and quash the same and consequently direct the respondents to revise the petitioners upgradation , retirement and pension benefits with effect from appropriate prior date and refund the recovered amount.

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For Petitioners : Mr.R.Narayanan

For Respondents : Mr.A.Thiyagarajan,G.A
For RR1 to 3

Mr.M.E.Ilango, for RR\$ and 5

W.P.NO.4057 of 2013

N.Gurusamy : Petitioner

Vs.

1.The Principal Secretary cum Commissioner,
Department of Technical Education,
(Higher Education Department)
Sardar Patel Road,Guindy, Chennai.

2. The Assistant Director,
O/o.Assistant Director,
Local Fund Audit Department,
No.19, Nachi Nadar Street,
Virudhunagar-626 001.

3. The Principal,
P.A.C.Ramasamy Raja Polytechnic College,
Kumarasamy Raja Nagar Post,
Rajapalayam,Virudhunagar District. : Respondents

PRAYER : Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to cal for the records pertaining to the impugned report of the 2nd respondent and consequent recovery proceedings dated 27.02.2008 passed by the 3rd respondent and quash the same and consequently direct the Respondents to repay the recovered amount together with interest.

For Petitioners : Mr.R.Narayanan

For Respondents : Mr.A.Thiyagarajan, G.A
For RR1 &2
Mr.M.E.Ilango, For R3

COMMON ORDER

The learned counsel appearing for the petitioner seeks permission of this Court to withdraw these writ petitions and he has also made an endorsement to that effect. In view of the endorsement



made by the learned counsel appearing for the petitioner, these writ petitions are dismissed as withdrawn. No costs. Consequently, connected miscellaneous petitions are also dismissed.

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/True Copy/

Sd/

Assistant Registrar(CO)

Sub Assistant Registrar(CS-III)

To

1. The Secretary,
State of Tamilnadu,
Department of Higher Education,
Secretariat, Chennai -9.
2. The Principal Secretary cum Commissioner,
Department of Technical Education,
Sardar Patel Road,Guindy, Chennai.
3. The Director,
Directorate of Technical Education,
Chennai-600 025.
4. The Assistant Director,
O/o.Assistant Director,
Local Fund Audit Department,
No.19, Nachi Nadar Street,
Virudhunagar-626 001.

+1 cc to M/s.M.E.Ilago,Advocate,SR.No.42770

+1 cc to M/s.R.Narayanan,Advocate,SR.No.42967

Arul

SS/BK/SAR 3/25.01.2019/3P/7C

Order made in
WP (MD) .NO.2625 and 4057 of 2013
in
MP (MD) .Nos.1 and 1 of 2013
24.01.2019