



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 30.01.2020
CORAM

THE HONOURABLE MR.JUSTICE M.DURAI SWAMY
AND
THE HONOURABLE MR.JUSTICE T.RAVINDRAN

C.M.P. (MD) Nos.1109 to 1111 of 2019
in
W.A. (MD) SR Nos.45513, 45517 and 45521 of 2018

C.M.P. (MD) No.1109 of 2019:

- 1.The State represented by
The Principal Secretary to Government,
Higher Education (D1) Department,
Fort St.George, Chennai.
- 2.The Director of Collegiate Education,
College Road,
Chennai-600 006. ... Petitioners/Appellants/Respondents

Vs.

Scott Christian College,
(Autonomous), Nagercoil-629 003,
represented by its Correspondent/Secretary,
Adv.C.Rober Bruce. ... Respondent/Respondent/Petitioner

Prayer in C.M.P. (MD) No.1109 of 2019 : Petition filed under Section 5 of the Limitation Act to condone the delay of 1014 days in filing the above writ appeal against the order dated 16.12.2015 made in M.P. (MD) No.2 of 2015 in W.P. (MD) No.22533 of 2015.

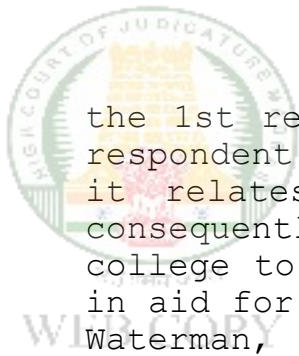
Prayer in W.A. (MD) SR.No.45513 2018 : Appeal filed under Clause 15 of Letters Patent, against the order dated 16.12.2015 made in M.P. (MD) No.2 of 2015 in W.P. (MD) No.22533 of 2015, on the file of this Court.

Prayer in MP(MD). 2/ 2015 in WP(MD).22533/2015 :

To directing the respondent to permit the petitioners to fill up the posts 4 Office Assistant, 2 post of Watchman, 2 post of Waterman, 2 post of Gardener, 6 post of Sweeper and 2 post of Scavenger on regular basis and release the grant for the post, the petitioners college pending disposal of the above writ petition.

Prayer in WP(MD). 22533/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Certiorari and Mandamus calling for the records in G.O.Ms.No.219 by



the 1st respondent dated 24.10.2013 and the proceedings of the 2nd respondent in Na.Ka.No.17509/G3/2008 dated 13.11.2014 in so far as it relates to the petitioners college and quash the same and consequently direct the respondents to permit the petitioners college to fill up the posts on regular basis and release the grant in aid for 4 post of Office Assistant, 2 post of Watchmen, 2 post of Waterman, 2 post of Gardener, 6 post of Sweeper and 2 post of Scavenger.

For Petitioners : Mr.V.R.Shanmuganathan
Special Government Pleader

C.M.P. (MD)No.1110 of 2019:

- 1.The State represented by
the Principal Secretary to Government,
Higher Education (D1) Department,
Fort St.George,
Chennai.
- 2.The Director of Collegiate Education,
College Road,
Chennai-600 006. ... Petitioners/Appellants/Respondents

Vs.

Nesamony Memorial Christian College,
Marthandam, Kanyakumari District,
represented by its Correspondent/Secretary,
Rt.Rev.Dr.G.Devakadaksham. ... Respondent/Respondent/Petitioner

Prayer in C.M.P. (MD)No.1110 of 2019 : Petition filed under Section 5 of the Limitation Act to condone the delay of 1014 days in filing the above writ appeal against the order dated 16.12.2015 made in M.P. (MD)No.2 of 2015 in W.P. (MD)No.22534 of 2015.

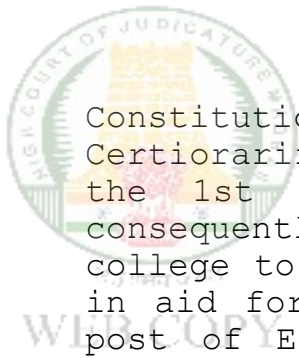
Prayer in W.A. (MD)SR.No.45517 2018 : Appeal filed under Clause 15 of Letters Patent, against the order dated 16.12.2015 made in M.P. (MD) No.2 of 2015 in W.P. (MD)No.22534 of 2015, on the file of this Court.

Prayer in MP (MD) . 2/ 2015 in WP (MD) .22534/2015 :

To directing the respondents to permit the petitioner to fill up 6 post of Office Assistant, 1 post of Steno Typist, 1 post of Electrician, 1 herbarium Keeper, 1 Library Assistant, 2 Watchmen, 2 post of Gardener, 1 Waterman, 6 post of Sweeper and 1 post of Scavenger, 1 marker on regular basis and release the grant for the post pending disposal of the above Writ Petition.

Prayer in WP (MD) . 22534/ 2015 :

Writ Petition is filed under Article 226 of the
<https://hcservices.ecourts.gov.in/hcservices/>



Constitution of India, praying this Court To issue a Writ of Certiorarified Mandamus calling for the records in G.O. Ms.No.219 by the 1st respondent dated 24.10.2013 and quash the same and consequently direct the respondents to permit the petitioner s college to fill up the posts on regular basis and release the grant in aid for 6 post of Office Assistant, 1 post of Steno Typist, 1 post of Electrician, 1 herbarium Keeper, 1 Library Assistant, 2 Watchmen, 2 post of Gardener, 1 Waterman, 6 post of Sweeper and 1 post of Scavenger, 1 marker.

For Petitioners : Mr.V.R.Shanmuganathan
Special Government Pleader

C.M.P. (MD)No.1111 of 2019:

1.The State represented by
the Principal Secretary to Government,
Higher Education (D1) Department,
Fort St.George,
Chennai.

2.The Director of Collegiate Education,
College Road,
Chennai-600 006.

... Petitioners/Appellants/Respondents
Vs.

Women's Christian College,
represented by its Correspondent/Secretary,
Prof.V.Sunder Raj,
Nagercoil-629 001.

... Respondent/Respondent/Petitioner

Prayer in C.M.P. (MD)No.1111 of 2019 : Petition filed under Section 5 of the Limitation Act to condone the delay of 1014 days in filing the above writ appeal against the order dated 16.12.2015 made in M.P. (MD)No.2 of 2015 in W.P. (MD)No.22535 of 2015.

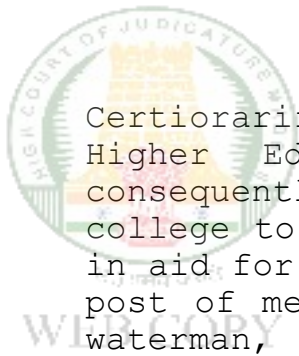
Prayer in W.A. (MD)SR.No.45517 2018 : Appeal filed under Clause 15 of Letters Patent, against the order dated 16.12.2015 made in M.P. (MD) No.2 of 2015 in W.P. (MD)No.22535 of 2015, on the file of this Court.

Prayer in MP (MD) . 2/ 2015 in WP (MD) .22535/2015 :

To directing the respondent to permit the petitioner to fill up the 1 post of Herbarium Keeper, 2 post of office Assistant, 1 post of mechanic, 1 post of marker, 2 post of watchman, 1 post of waterman, 1 post of Gardener, 4 post of Sweeper and 1 post of Scavenger on regular basis and release the grant for the post, the petitioners college pending disposal of the above WP.

Prayer in WP (MD) . 22535/ 2015 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of
<https://hcservices.ecourts.gov.in/hcservices/>



Certiorarified Mandamus calling for the records in G.O.Ms.No.219, Higher Education dated 24.10.2013 and quash the same and consequently direct the respondents to permit the petitioners college to fill up the posts on regular basis and release the grant in aid for 1 post of Herbarium Keeper, 2 post of office Assistant, 1 post of mechanic, 1 post of marker, 2 post of watchman, 1 post of waterman, 1 post of Gardener, 4 post of Sweeper and 1 post of Scavenger.

For Petitioners : Mr.V.R.Shanmuganathan
Special Government Pleader

COMMON ORDER

[Order of the Court was made by **M.DURAISWAMY, J.**]

Mr.VR.Shanmuganathan, learned Special Government Pleader appearing for the petitioners submitted that the writ appeals have been filed as against the interim orders passed in the writ petitions and that subsequently, the writ petitions were also disposed of and therefore, the relief sought for in the present Civil Miscellaneous Petitions has become infructuous.

2. Recording the submission made by the learned Special Government Pleader appearing for the petitioners, C.M.P(MD)Nos.1109 to 1111 of 2019 are dismissed as infructuous. Consequently, W.A(MD) SR.Nos.45513, 45517 and 45521 of 2018 are rejected.

Sd/-

Assistant Registrar

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

Rsb

To

1. The Principal Secretary to Government,
Higher Education (D1) Department,
Fort St.George, Chennai.

2. The Director of Collegiate Education,
College Road, Chennai

+1.CC. To Spl.Govt.Pleader in SR No.4342

C.M.P. (MD)Nos.1109 to 1111 of 2019
in W.A. (MD)SR Nos.45513, 45517 and 45521 of 2018
30.01.2020