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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03-01-2022

CORAM

THE HONOURABLE MR. JUSTICE S.M.SUBRAMANIAM

WP No.22436 of 2009

And

MP No.2 of 2009

Loyola Institute of Teacher Education
(LITE) Managed by Loyola Education,
Animation and Social Trust (LEAST) Represented,
by its Correspondent, Mr.Thomas Pothakamuri,
Loyola Garden, Koodappakkam Village,
Vazhudhavor,
Pondicherry PIN: 605 502.

..Petitioner

vs.

1. The Pondicherry University,
Represented by its Registrar,
R.Venkataraman Nagar,
Pondicherry - 605 014.
2. The Deputy Registrar (Acad-II),
Pondicherry University,
R.Venkataraman Nagar,
Pondicherry - 605 014.

.. Respondents

Writ Petition is filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Certiorari, calling for the records in respect of the impugned order issued by the second respondent in Ref.No.PU/Aca-7/2009-10/673, dated 29.06.2009 in so far as the demand for payment of University Development Fund at the rate of Rs.1,000/- per student from the petitioner-Institution is concerned and quash the same.

For Petitioner : Mr.V.Balaji

For Respondents : Ms.A.V.Bharathi

O R D E R

The writ on hand has been instituted questioning the validity of the circular issued by the second respondent-Pondicherry University on 29.06.2009.



3. The affiliated Colleges are requested to strictly adhere to the guidelines issued. The petitioner is challenging the enhancement of University Development Fund from Rs.25/- to Rs.1,000/-.

5. This Court is of the considered opinion that the periodical enhancement of University Development Fund is the policy decision to be taken and in the present case, the Development Fund of Rs.25/- was in force for several years. Thus, the University had taken a policy decision to enhance the said amount i.e., from Rs.25/- to Rs.1,000/- in the year 2004 and the writ petition was filed in the year 2009 and the said policy decision taken by the University cannot be said to be perverse.

7. Further, it is a policy decision taken and the power of judicial review to interfere with such policy decisions are limited. Unless such policy decisions are unconstitutional, the Courts need not interfere with the policy decision taken by the University.

<https://hcservices.ecourts.gov.in/hcservices/>



9. Accordingly, the writ petition stands dismissed. However, there shall be no order as to costs. Consequently, connected miscellaneous petition is also dismissed.

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Sd/-
Assistant Registrar(CS II)

//True Copy//

Sub Assistant Registrar

Svn

To

1. The Registrar,
Pondicherry University,
R.Venkataraman Nagar,
Pondicherry - 605 014.
2. The Deputy Registrar (Acad-II),
Pondicherry University,
R.Venkataraman Nagar,
Pondicherry - 605 014.

+1cc to Ms.A.V.Bharathi, Advocate, S.R.No.114

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RGN(CO)
CT 11/02/2022