



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.03.2022

CORAM :

THE HON'BLE MR.MUNISHWAR NATH BHANDARI, CHIEF JUSTICE

AND

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.18561 of 2020

R.Mahalingam

.. Petitioner

Vs.

1. The Principal Secretary to Government
Department of Higher Education
Fort St. George, Chennai 600 009.
 2. Director of Technical Education
Directorate of Technical Education
Guindy, Chennai 600 025.
 3. Directorate of Vigilance and Anti Corruption
293, MKN Road, Collector's Nagar
Alandur, Chennai 600 016.
 4. Government College of Technology
Coimbatore 641 013
Rep. by its Principal.
 5. A.Ramesh Babu
 6. C.Suresh Kumar
 7. Ramesh Babu Akila
 8. Chinnappan Poovaathal
 9. Othiyappan Deepa
 10. Government College of Technology Students
Co-operative Society
Coimbatore 641 013
Rep. by its President.
- .. Respondents

[R10 impleaded suo motu by order
dated 21.09.2021]



Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of Mandamus directing the third respondent to register a case and to investigate the acts of the respondents 5 to 9 and also that of any other official involved in the matter of irregularities, illegalities and criminal misconduct, committed in the floating of public tenders by the fourth respondent College.

For the Petitioner : Mr.C.S.Kiran

For the Respondents : Mr.D.Ravichandran
Spl.G.P. (Hr. Edn.)
for respondents 1 & 2

Mr.M.Velmurugan
for respondent 6

No appearance - for R3 to
R5, R8 & R9

Not ready in notice - R7

ORDER

(Order of the Court was made by
the Hon'ble Chief Justice)

The writ petition has been filed seeking a direction to the third respondent to register a case and to investigate the act of respondents 5 to 9 apart from other officials who were involved in the matter of irregularities, illegality and criminal misconduct in floating the public tenders by the fourth respondent College.

2. Learned Special Government Pleader submits that after knowing about the allegation, the matter was thoroughly enquired and found that there were irregularities in floating the tenders and even in the award of work. Accordingly, action has been taken against all those who were involved in the process of tender and also the beneficiary. As far as the officials are concerned, departmental enquiry has been initiated against them, while blacklisting the beneficiary of the tender. It is with restraint for future participation, including the family members. Thus, the required action in the matter has been taken.

3. Learned counsel for the petitioner submits no action was taken against the fifth respondent. He was asked as to whether the fifth respondent was part of the tender process or involved in any irregularities. Learned counsel fairly submits that the



fifth respondent was not part of the tender process.

4. In view of the above, we do not find any ground to direct the third respondent to take action against the fifth respondent, as action has already been taken against those who were involved in the process of tender and involved in irregularities, with restraint order against the beneficiary. Thus, the prayer made in the writ petition gets satisfied and accordingly, the writ petition is disposed of. There will be no order as to costs.

Sd/-

Assistant Registrar (CS-II)

//True copy//

Sub Assistant Registrar

kpl/drm

To:

1. The Principal Secretary to Government
Department of Higher Education
Fort St. George, Chennai 600 009.
2. Director of Technical Education
Directorate of Technical Education
Guindy, Chennai 600 025.
3. The Vigilance Commissioner,
Directorate of Vigilance and Anti Corruption
293, MKN Road, Collector's Nagar
Alandur, Chennai 600 016.
4. The Principal,
Government College of Technology
Coimbatore 641 013

+1cc to Mr.P.Rajendran, Advocate SR.No.14502

+1cc to Government Pleader SR.No.14201

W.P.No.18561 of 2020

SSV(CO)
GMY(08/03/2022)