

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.09.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)Nos.548, 550, 552 and 10827 of 2021
and

W.M.P.(MD)Nos.11373, 8468 and 11368 of 2021

W.P.(MD)No.548 of 2021:-

Association of Non-Teaching Employees,
NIT Trichy (Reg. No.145/2005),
Rep. by its Secretary,
R.Saravanan.

... Petitioner

Vs.

- 1.The Registrar (In Charge),
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.
- 2.The Board of Governors,
Rep. by its Chairperson,
National Institute of Technology,
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.
- 3.The Director,
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

4.Union of India,,
Rep. by its Secretary to Government
(Department of Higher Education),
Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for entire records relating to the impugned common recruitment notification dated 16.12.2020 covering Advertisement No.NITT/R/RC/NT2020/02 dated 16.12.2020 calling for application to fill up the post of Junior Assistant Senior Assistant and Stenographer Advertisement No.NITT/R/RC/NT2020/03 dated 16.12.2020 calling for application to fill up the post of Superintendent Advertisement No.NITT/R/RC/NT2020/04 dated 16.12.2020 calling for application to fill up the post of Technician and senior Technician and Advertisement No. NITT/R/RC/NT2020/05 dated 16.12.2020 calling for application to fill up the post of Technical Assistant, Junior Engineer, SAS Assistant and Library & Information Assistant issued by the first respondent quash the same as illegal and consequently direct the 1st respondent herein to issue fresh notification in consonance with the Recruitment Rules (2019) for Non-Teaching Staff in NITs notified vide No.F.5-5/2018-TS.III of MHRD's letter dated 20.02.2019 and 04.04.2019.

For Petitioner : Mr.V.R.Shanmuganathan

For Respondents : Mrs.J.Maria Roseline for R1 to R3.
Mr.R.Rajaraman,
Senior Panel Counsel for R4.

W.P.(MD)No.550 of 2021:-

S.Rajkumar

... Petitioner

Vs.

1.The Registrar (In Charge),
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

2.The Board of Governors,
Rep. by its Chairperson,
National Institute of Technology,
Tanjore Main Road,
NH67, Near Bhel
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4.Union of India,,
Rep. by its Secretary to Government
(Department of Higher Education),
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... Respondents

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Assistant and Stenographer Advertisement No.NITT/R/RC/NT2020/03 dated 16.12.2020 calling for application to fill up the post of Superintendent Advertisement No.NITT/R/RC/NT2020/04 dated 16.12.2020 calling for application to fill up the post of Technician and senior Technician and Advertisement No. NITT/R/RC/NT2020/05 dated 16.12.2020 calling for application to fill up the post of Technical Assistant, Junior Engineer, SAS Assistant and Library & Information Assistant issued by the first respondent quash the same as illegal and consequently direct the 1st respondent herein to issue fresh notification in consonance with the Recruitment Rules (2019) for Non-Teaching Staff in NITs notified vide No.F.5-5/2018-TS.III of MHRD's letter dated 20.02.2019 and 04.04.2019.

For Petitioner : Mr.V.R.Shanmuganathan

For Respondents : Mrs.J.Maria Roseline
For Mr.V.Sribalaji,
Standing Counsel for R1 to R3.
Mr.R.Rajaraman,
Senior Panel Counsel for R4.

W.P.(MD)No.552 of 2021:-

C.Ilango

... Petitioner

Vs.

1.The Registrar (In Charge),
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

2.The Board of Governors,
Rep. by its Chairperson,

National Institute of Technology,
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

3.The Director,
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

4.Union of India,,
Rep. by its Secretary to Government
(Department of Higher Education),
Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for entire records relating to the impugned common recruitment notification dated 16.12.2020 covering Advertisement No.NITT/R/RC/NT2020/02 dated 16.12.2020 calling for application to fill up the post of Junior Assistant Senior Assistant and Stenographer Advertisement No.NITT/R/RC/NT2020/03 dated 16.12.2020 calling for application to fill up the post of Superintendent Advertisement No.NITT/R/RC/NT2020/04 dated 16.12.2020 calling for application to fill up the post of Technician and senior Technician and Advertisement No. NITT/R/RC/NT2020/05 dated 16.12.2020 calling for application to fill up the post of Technical Assistant, Junior Engineer, SAS Assistant and Library & Information Assistant issued by the first respondent quash the same as illegal and consequently direct the 1st respondent herein to issue fresh notification in consonance with the Recruitment Rules (2019) for

Non-Teaching Staff in NITs notified vide No.F.5-5/2018-TS.III of MHRD's letter dated 20.02.2019 and 04.04.2019.

For Petitioner : Mr.V.R.Shanmuganathan

For Respondents : Mrs.J.Maria Roseline for R1 to R3.
Mr.R.Rajaraman,
Senior Panel Counsel for R4.

W.P.(MD)No.10827 of 2021:-

1.R.Prabakaran

2.A.S.Ashok Kumar

... Petitioners

Vs.

1.The Registrar (In Charge),
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

2.The Board of Governors,
Rep. by its Charperson,
National Institute of Technology,
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

3.The Director,
National Institute of Technology
Tanjore Main Road,
NH67, Near Bhel
Tiruchirappalli-620 015.

4.Union of India,,
Rep. by its Secretary to Government
(Department of Higher Education),

Ministry of Human Resources Development,
Shastri Bhavan, New Delhi.

5. Mini Shaji Thomas,
The Director,
National Institute of Technology,
Tanjore Main Road, NH67, Near Bhel
Tiruchirappalli-620 015.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for entire records relating to the impugned common recruitment notification dated 16.12.2020 covering Advertisement No.NITT/R/RC/NT2020/02 dated 16.12.2020 calling for application to fill up the post of Junior Assistant Senior Assistant and Stenographer Advertisement No.NITT/R/RC/NT2020/03 dated 16.12.2020 calling for application to fill up the post of Superintendent Advertisement No.NITT/R/RC/NT2020/04 dated 16.12.2020 calling for application to fill up the post of Technician and senior Technician and Advertisement No. NITT/R/RC/NT2020/05 dated 16.12.2020 calling for application to fill up the post of Technical Assistant, Junior Engineer, SAS Assistant and Library & Information Assistant issued by the first respondent quash the same as illegal and consequently direct the 1st respondent until due promotions to the in service candidates are given and present lockdown restriction imposed on account of Covid-19 pandemic situation is lifted.

For Petitioners : Mr.V.R.Shanmuganathan

For Respondents : Mrs.J.Maria Roseline,
For Mr.V.Sribalaji,
Standing Counsel for R1 to R3. & R5.
Mr.R.Rajaraman,
Senior Panel Counsel for R4.

COMMON ORDER

The learned counsel for the writ petitioners seeks permission of this Court to withdraw these writ petitions and also made an endorsement to that effect.

2.Permission granted. These writ petitions are dismissed as withdrawn. No costs. Consequently, connected miscellaneous petitions are closed.

20.09.2022

Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

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