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W.P.(MD)NO.12697 OF 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.06.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.12697 of 2022

S. Muhamad Suhail

... Petitioner

Vs.

1. The Anna University,
Rep. By its Registrar,
Guindy,
Chennai.

2. The Principal,
MAM College of Engineering and Technology,
Tiruchirappalli. ... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to change the nationality in the petitioner's Transfer Certificate as 'Malaysian National' instead of 'Indian National' thereon and issue the Transfer Certificate afresh after rectifying the said mistake within the time that may be stipulated by this Court.

For Petitioner : Ms. H.Jasima Yasmin,
for M/s.Ajmal Associates.



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2

W.P.(MD)NO.12697 OF 2022

For R-1 : Mr.J. John Rajadurai,
Standing Counsel.

For R-2 : Mr.K. Sivabalan

* * *

ORDER

Heard the learned counsel on either side.

2. The writ petitioner studied B.E. in the second respondent college. Since the course has already been successfully completed, the second respondent college has also issued Transfer Certificate. In the said certificate, the petitioner's nationality has been mentioned as Indian.

3. From the materials on record, I am more than satisfied that the petitioner is a Malaysian national as well as citizen. A copy of the passport issued by the Malaysian Government has also been enclosed in the typed set of papers. The SSLC Transfer Certificate was issued by the Alpha Wisdom Vidyashram Senior Secondary School(CBSE), Trichy. In the said certificate, it has been mentioned that the petitioner is a Malaysian National. However in the Transfer



Certificate issued by Chelammal Matric Higher Secondary School, Trichy, the petitioner's nationality has been inadvertently mentioned as Indian. But this was omitted to be noted during the relevant time. The same mistake crept in the Transfer Certificate issued by the second respondent college also. Such records pertaining to the petitioner will have to be corrected. Otherwise, the petitioner may be put to hardship and difficulty in future. Since I am satisfied that the mistake pointed out by the petitioner had been inadvertently done, the second respondent is directed to issue fresh Transfer Certificate by mentioning the nationality of the petitioner as Malaysian.

4. The second respondent college had admitted the writ petitioner in the Engineering course by proceeding on the premise that the writ petitioner is an Indian. As a result of the correction needed to be issued, the second respondent college will not be put to any consequence. I reiterate that only pursuant to the direction given by this Court, the second respondent college has been asked to issue the Transfer Certificate in question with the aforesaid correction itself.



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5. This writ petition stands allowed. No costs.

30.06.2022

Index : Yes / No

Internet : Yes/ No

PMU

Note : Issue order copy on 05.07.2022.

To:

1. The Registrar,
The Anna University,
Guindy,
Chennai.
2. The Principal,
MAM College of Engineering and Technology,
Tiruchirappalli.



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5

W.P.(MD)NO.12697 OF 2022

G.R.SWAMINATHAN,J.

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W.P.(MD)No.12697 of 2022

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