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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.01.2023

CORAM

THE HON'BLE Mr. JUSTICE **C.V.KARTHIKEYAN**

W.P.No.3749 of 2018

Nagai Institute of Engineering & Technology
Represented by its Director,
A.Shaik Abdul Nazir,
No.53, Neela East Street,
Nagapattinam – 611 001,
Tamil Nadu.

.. Petitioner

Vs.

- 1.Union of India,
Rep.by its Secretary to Government,
Ministry of Human Resources and Development,
New Delhi – 110001.
- 2.University Grants Commission,
Rep.by its Secretary,
Bahadur Shah Zafar Marg,
New Delhi – 110 002.
- 3.The Registrar,
Karnataka State Open University,
Manasagangothri,
Mysore - 570 006,
State of Karnataka.



4.Bharath Post Graduate College,
No.8, Karpagambal Nagar,
Mylapore,
Chennai – 600 004.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the 3rd respondent to conduct the examination to the students studying in the academic semester II to VIII semester / 2nd to 4th year as per the notification No.KSOU/AB/EST-01/236/2011-12 dated 19.01.2016 and issue the decree certificates to the students who are already completed their course in the study center.

For Petitioner	.. No appearance
For R1	.. Mr.J.Madana Gopal Rao, Senior Panel Counsel
For R2	.. Mr.K.Ravindranath, Standing Counsel
For R3	.. Mr.N.Umapathi
For R4	.. Mr.Jayesh B.Dolia
	For M/s.Iyer & Dolia



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ORDER

There is no appearance on behalf of the petitioner.

2.However, my attention is drawn to an order dated **05.01.2022** in ***W.P.No.9581 of 2016*** by a learned single Judge of this Court in ***Bharath Post Graduate College Vs. Union of India, Represented by its Secretary to Government, Ministry of Human Resources and Development, New Delhi and two others***. The said writ petition had been dismissed as withdrawn, consequent to a statement made by the learned counsel for the petitioner therein through video conferencing.

3.The petitioner herein, Nagai Institute of Engineering & Technology has an agreement with the 4th respondent herein, which incidentally is Bharath Post Graduate College / petitioner in W.P.No.9581 of 2016.

4.Since the recognition of the 4th respondent / Bharath Post Graduate College has been withdrawn, and the writ petition had also been dismissed as withdrawn, the petitioner herein has no legs to stand to maintain the present writ petition. Accordingly, the Writ Petition stands dismissed. No costs.

10.01.2023

Index:Yes/No

Internet:Yes/No

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- 1.The Secretary to Government,
Union of India,
Ministry of Human Resources and Development,
New Delhi – 110001.
- 2.The Secretary,
University Grants Commission,
Bahadur Shah Zafar Marg,
New Delhi – 110 002.
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C.V.KARTHIKEYAN,J.

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