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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.07.2023

CORAM

THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN

W.P.No. 38880 of 2016

S.Senthamarai

... Petitioner

..Vs..

1. The Vice Chancellor
Thiruvalluvar University
Serkadu – 632 115
Vellore District.
2. The Registrar
Thiruvalluvar University
Serkadu – 632 115
Vellore District.
3. Thiru A.Panneerselvam
Associate Professor
Department of Zoology
Thiruvalluvar University
Serkadu – 632 115
Vellore District.

... Respondents

PRAYER: Petition under Article 226 of the Constitution of India, praying for the issue of a Writ of Mandamus directing the first respondent to consider the petitioner's complaint/representation dated 03.06.2016 and



2. The petitioner had applied for the post and also participated in the interview. The demand of Rs.25/- lakhs was then raised. If the petitioner had been duty conscious, she should have been diligent at that particular point of time itself. However, she had apparently paid the said sum of Rs.25/- lakhs, though it is contended that it was not paid directly to the third respondent but was paid to his friend.

3. The petitioner having paid the said sum of Rs.25/- lakhs directly or indirectly believing that it would reach the hands of the third respondent was dismayed at finding that she was not selected for the post of Assistant Professor in any one of the Panchaiyappa's Trust Board Colleges. She then woke up to reality and filed the present Writ Petition seeking a Mandamus against the first and second respondents to initiate disciplinary proceedings against the third respondent in this regard.

4. The learned counsel appearing for the third respondent states that the third respondent was under suspension for other complaints against him. Though there is no clarity, it is also informed that he has been dismissed from service.



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5. I would direct the disciplinary proceedings which had been initiated to proceed further in accordance with law, if the petitioner had not been actually dismissed.

6. Unfortunately, the learned counsel for the first and second respondents sought time, but this is an issue which has to be dealt with only by the disciplinary authority.

7. The Writ Petition stands disposed of with a direction to the said authority to proceed further with the disciplinary proceedings against the third respondent, if he had not been dismissed already, on which aspect there is not much clarity. No costs.

03.07.2023

vsg

Index: Yes/No

Internet: Yes/No

Speaking / Non Speaking Order

To

1. The Vice Chancellor
Thiruvalluvar University
Serkadu – 632 115
Vellore District.



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C.V.KARTHIKEYAN, J.,

vsg

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