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W.P.(MD)NO.7355 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED: 27.04.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.7355 of 2023 and
W.M.P.(MD)No.6903 of 2023

N.Eswaran

... Petitioner

Vs.

1. The Commissioner,
Hindu Religious and Charitable Endowment,
Nungambakkam, Chennai – 34.
2. The Secretary,
College Committee,
Arulmigu Palaniandavar College of Arts and Science,
Palani.
3. P.Prabakar,
Principal,
Arulmigu Palaniandavar College of Arts and Culture,
Palani.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 and 2 to reinstate the petitioner as Lecturer in Arulmigu Palaniandavar College of Arts.



For Petitioner : Mr.N.Mohan
For R-1 : Mr.M.Senthil Ayyanar,
Government Advocate.
For R-2 & R-3 : Mr.K.Govindarajan

* * *

ORDER

Heard the learned counsel on either side.

2. The petitioner was engaged as Lecturer on hourly basis. The petitioner has been disengaged. The petitioner seeks reinstatement. Only if the petitioner has been appointed on regular basis, the question of directing reinstatement will arise. Since the petitioner was engaged only on hourly basis, the question of directing reinstatement will not arise at all. This Court will not be justified in directing the college management to reinstate the petitioner. These are matters that are left to the discretion of the college management. The petitioner is permitted to lodge a request before the second respondent. The second respondent will decide the same and take a call in the matter.



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3. With this direction to the petitioner to approach the second respondent for relief, this writ petition stands disposed of. No costs.

Consequently, connected miscellaneous petition is closed.

27.04.2023

NCS : Yes / No
Index : Yes / No
Internet : Yes / No
PMU

To:

The Commissioner,
Hindu Religious and Charitable Endowment,
Nungambakkam, Chennai – 34.



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G.R.SWAMINATHAN,J.

PMU

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