



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.09.2023**

CORAM

THE HONOURABLE **DR.JUSTICE ANITA SUMANTH**
AND
THE HONOURABLE **MR.JUSTICE R.VIJAYAKUMAR**

W.A.(MD)No.161 of 2016
and
C.M.P.(MD)No.820 of 2016

Manonmaniam Sundaranar University,
represented by the Registrar,
Abhishekapatti, Tirunelveli – 627 012. ...Appellant

-Vs.-

Lakshmi ...Respondent

(cause title amended vide order of this Court in W.A.(MD)No.161 of 2016 dated 01.09.2023)

PRAYER:- Writ Appeal - filed under Clause 15 of Letters Patent Act, to set aside the order dated 30.10.2015 made in W.P.(MD)No.13229 of 2014 on the file of this Court.

For Appellant : Mr.M.Ajmal Khan
Senior Counsel
for Mr.Mohamed Athiff
For Respondent : Ms.D.Geetha



WEB COPY

JUDGMENT

(Judgment of the Court was delivered by **DR.ANITA SUMANTH, J.**)

The present Writ Appeal has been filed by Manonmaniam Sundaranar University.

2.A preliminary objection is raised by learned Counsel for the respondent, who points to the fact that there are ten individuals arrayed as respondents. The appellant has proceeded on the basis that W.P(MD)No.13229 of 2014 has been filed arraying ten petitioners. However, that is not the case.

3.It is brought to our notice that a petition under Section 2B was filed originally by the Writ Petitioners, but the request for filing a single Writ Petition was rejected by the Court on 06.08.2014 and the petitioners directed to file separate Writ Petitions. Hence, the Writ Petitioners arrayed as P2 to P10 in W.P.(MD)No.13229 of 2014 filed separate Writ Petitions in W.P.(MD)Nos.19043 to 19052 of 2014.



WEB COPY

4. Admittedly, an error has crept in to the format of certified copy of order dated 30.10.2015 insofar as all ten original Writ Petitioners. Originally, petitioners in W.P.(MD)No.13229 of 2014 have been arrayed and their separate Writ Petitions shown immediately thereafter.

5. The present Writ Appeal relating to W.P.(MD)No.13229 of 2014 thus, concerns only R1, i.e., P1 in the original array, i.e., Lakshmi, alone. The said individual has participated in a subsequent round of recruitment successfully and has been employed by the University. She, hence, does not pursue the prayer in the Writ Petition in W.P.(MD)No.13229 of 2014.

6. In such circumstances, the present Writ Appeal qua Lakshmi has to be allowed and we do so. No costs. Consequently, connected miscellaneous petition is closed. Registry will issue this order arraying Lakshmi as sole respondent, the array of R2 to R10 being misconceived.

[A.S.M.J.,] & [R.V.J.,]
01.09.2023

NCC : Yes/No
Index : Yes/No
cmr



WEB COPY



DR.ANITA SUMANTH, J.
AND
R.VIJAYAKUMAR, J.

cmr

W.A.(MD)No.161 of 2016

01.09.2023