



WMP(MD) No.19909 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Wednesday, the Twenty Seventh day of September Two Thousand and
Twenty Three

PRESENT

The Hon`ble Mr.Justice BATTU DEVANAND

W.M.P.(MD) No.19909 of 2023

in

W.P.(MD) No.11721 of 2019

THE REGISTRAR
MADURAI KAMARAJ UNIVERSITY,
PALKALAI NAGAR,
MADURAI-625 021,
MADURAI DISTRICT.

... PETITIONER/3RD RESPONDENT

Vs

1 NAMASIVAYAM.M

...1ST RESPONDENT/PETITIONER

2 THE GOVERNMENT OF TAMIL NADU
REP. BY ITS PRINCIPAL SECRETARY,
DEARTMENT OF HIGHER EDUCATION,
FORT ST.GEORGE,
SECRETARIAT, CHENNAI-600 009.

3 THE DIRECTOR OF COLLEGIATE EDUCATION,
DIRECTORATE OF COLLEGIATE EDUCATION,
9TH FLOOR EVK SAMBATH MALIGAI,
COLLEGE ROAD, CHENNAI-600 006.

... RESPONDENTS/RESPONDENTS



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Writ Miscellaneous Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to grant leave of this court to file counter affidavit in WP(MD).No.11721 of 2019 with delay and accept the same and thus render justice.

Prayer in WP(MD). 11721/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Mandamus, directing the respondents to regularize the service of the petitioner in any one of the non-teaching staff contained in Serial No.2 of the Annexure-II of the G.O.Ms.No.36, Higher Education Department, dated 28.02.2019 by considering the petitioner s consolidated service in the post of Non-teaching staff at the Madurai Kamaraj University Constituent College taken over by the state Government as the Government Arts & Science College, Aundipatti, Theni District within a stipulated time prescribed by this Hon'ble Court.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of MR.ASHAIQ ISMAIL, Advocate for Mr. T.CIBICHAKRABORTHY, Advocate for the petitioner, the court made the following order:-

Heard.

2. For the reasons stated in the accompanying affidavit, in the considered opinion of this Court, this petition to grant leave to file counter affidavit has to be considered in the interest of justice.

3. Accordingly, this miscellaneous petition is allowed and counter affidavit is taken on file on condition that the petitioner shall pay the cost of



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Rs.5,000/- (Rupees Five Thousand Only) to Madurai Bench of Madras High Court
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Advocates Welfare Fund Trust, A/c No.7087208431, Indian Bank, Madurai Bench of
Madras High Court Branch, IFSC-IDIB000H040, within a period of one week from
today and file a memo of cost before the Registry.

sd/-
27/09/2023

/ TRUE COPY /

27/09/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

rm

TO

1 THE PRINCIPAL SECRETARY,
GOVERNMENT OF TAMIL NADU
DEARTMENT OF HIGHER EDUCATION,
FORT ST.GEORGE,
SECRETARIAT, CHENNAI-600 009.

2 THE DIRECTOR OF COLLEGIATE EDUCATION,
DIRECTORATE OF COLLEGIATE EDUCATION,
9TH FLOOR EVK SAMBATH MALIGAI,
COLLEGE ROAD, CHENNAI-600 006.

COPY TO

1.THE REGISTRAR(JUDICIAL)
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



WMP(MD) No.19909 of 2023

2 THE SECTION OFFICER,
WRIT SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

3. THE OFFICER IN CHARGE,
MADURAI BENCH OF MADRAS HIGH COURT
ADVOCATES WELFARE FUND TRUST,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
W.M.P.(MD) No.19909 of 2023
in
W.P.(MD) No.11721 of 2019
Date :27/09/2023

RK/ (27/09/2023) 4P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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