



W.P.(MD).No.30482 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 20.12.2023

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.30482 of 2023

Dr.L.Praveen Peter Gnaniah, M.A., Ph.d.,
Assistant Professor of Tamil Department
(under suspension)
Nazareth Margoschis College at Pillaiyanmanai,
Nazareth – 628 617,
Thoothukudi District.

... Petitioner

Vs.

1. The Regional Joint Director,
Collegiate Education,
Tirunelveli Region,
Tirunelveli.
2. The Secretary/Correspondent,
Nazareth Margoschis College at Pillaiyanmanai,
Nazareth – 628 617,
Thoothukudi District.
3. The Convenor,
Women Harassment Cell,
Nazareth Margoschis College at Pillaiyanmanai,
Nazareth – 628 617,
Thoothukudi District.

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the second respondent to provide the petitioner's subsistence allowance from 01.08.2023 to till the date of reinstatement based on his representation dated 25.09.2023 as well as proceedings of the first respondent dated 03.11.2023 within the time limit that may be stipulated by this Court.

For Petitioner : Mr.G.Thalaimutharasu
For Respondents : Mr.N.GA.Natraj
Government Advocate – for R1
: Mr.N.Dilipkumar – for R2 and R3

ORDER

The present writ petition has been filed by an Assistant Professor of an Aided College seeking a mandamus for disbursement of the subsistence allowance from the date of suspension, viz., 31.07.2023.

2. As per the Private College Regulation Act, for the period of four months, the statutory authorities have to disburse the subsistence allowance.



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3. Therefore, the first respondent herein is directed to disburse the subsistence allowance of the writ petitioner for the period between August 2023 to November 2023 to the writ petitioner within a period of four weeks from the date of receipt of a copy of this order and thereafter, from the month of December 2023 onwards, the Management has to pay the subsistence allowance subject to the condition that the petitioner co-operates for the enquiry in the Internal Compliance Committee.

4. With the above said observations, this Writ Petition stands disposed of. There shall be no order as to costs.

20.12.2023

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NCC : Yes/No
Index : Yes / No
Internet : Yes / No
ebsi

Note: Issue order copy on 21.12.2023



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To

1. The Regional Joint Director,
Collegiate Education,
Tirunelveli Region,
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2. The Secretary/Correspondent,
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R.VIJAYAKUMAR,J.

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