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W.P.No.29768 of 2012

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.03.2024

CORAM :
THE HONOURABLE MR. JUSTICE J.SATHYA NARAYANA PRASAD

Writ Petition No.29768 of 2012
and M.P.No.1 of 2012

S.Sumathi

... Petitioner

Vs.

1.Government of India,
Rep. by its Secretary to Government,
Ministry of Human Resource Development,
Shastri Bhavan, New Delhi.

2.The University Grants Commission,
Rep. by its Secretary,
Bahadur Sah Jaffar Marg,
New Delhi – 110 002.

3.The Deputy Secretary,
National Educational Testing Bureau,
University Grants Commission,
Bahadur Sah Jaffar Marg,
New Delhi – 110 002.

... Respondents

Writ Petition filed under Article 226 of Constitution of India, praying for issuance of Writ of Declaration declaring the minimum qualifying percentage dated nil issued by the second respondent commission on its website for category wise qualifying criteria for Lecturer ship eligibility in



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UGC-NET held on 24.06.2012 adding a new minimum qualifying percentage called aggregate which reads as follows,

Category	Minimum Qualifying Percentage			
	Paper-I	Paper-II	Paper-III	Aggregate
General	40%	40%	50%	65%
OBC (Non-Creamy Layer)	35%	35%	45%	60%
SC/ST/PWD	35%	35%	40%	55%

and quash the same and consequently restore the original notification issued by the second respondent commission contained in clause 7 of the said notification which reads as follows,

Category	Minimum Marks (%) to be obtained		
	Paper-I	Paper-II	Paper-III
GEN	40 (40%)	40 (40%)	75 (50%)
OBC (NCL)	35 (35%)	35 (35%)	67.5 (45%) rounded off to 68
PH/VH/SC/ST	35 (35%)	35 (35%)	60 (40%)

and consequently direct the respondent commission to apply clause 7 of the original notification and declare the petitioner as qualified/passed in the National Eligibility Test Examination conducted by the second respondent Commission on 24.06.2012.

For Petitioner : Mr.S.Nedunchezhiyan

For Respondent 1 : Mr.C.Kulandaivelu



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For Respondent 2 : Mr.Gopinath

For Respondent 3 : No appearance

ORDER

Today, when the matter was taken up for hearing, learned counsel for the petitioner submitted that the matter has become infructuous and nothing survives in this petition for further adjudication. He has also made an endorsement to that effect in the case bundle.

2. In view of the above, this Writ Petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petition is also closed.

08.03.2024

vm

Index : Yes/No

Speaking Order : Yes/No

Neutral Citation : Yes/No



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J.SATHYA NARAYANA PRASAD,J.

vm

To:

- 1.The Secretary to Government,
Ministry of Human Resource Development,
Shasthri Bhavan, New Delhi.
- 2.The Secretary
University Grants Commission,
Bahadur Sah Jaffar Marg,
New Delhi – 110 002.
- 3.The Deputy Secretary,
National Educational Testing Bureau,
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