



W.P.(MD).No.29048 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.07.2024

CORAM

THE HONOURABLE MS.JUSTICE R.N.MANJULA

W.P.(MD).No.29048 of 2023

S.Lenin Desai

... Petitioner

Vs

1. The Anna University,
Rep., by its Registrar,
Sardar Patel Road,
Chennai-600 025.

2. The Director,
Center for Constituent College,
Anna University,
Sardar Patel Road,
Chennai-600 025.

3. The Director,
Anna University Center for Constituent Colleges,
Regional Officer, Tiruchirappalli.

4. The Dean,
Anna University College,
Bharathidasan Institute of Technology Campus,
Tiruchirappalli.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India,
praying this Court to issue a Writ of Mandamus, directing the 1st and 2nd



W.P.(MD).No.29048 of 2023

respondents to consider forthwith the petitioner's representations dated 14.03.2023, 23.03.2023, 31.07.2023, 07.08.2023 and 08.08.2023 to permit the petitioner to continue as Temporary Teaching Fellow in the Department of Electrical and Communication Engineering in the 4th respondent college.

For Petitioner : Mr.K.Ragatheesh Kumar
for M/s.Isaac Chambers

For Respondents : Mr.E.V.N.Siva
Standing Counsel for R1 to R3

ORDER

Heard Mr.K.Ragatheesh Kumar, learned counsel for the petitioner and Mr.E.V.N.Siva, learned Standing Counsel for the respondents 1 to 3.

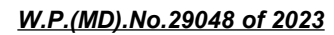
2.This Writ Petition has been filed for issuance of the Writ of Mandamus to direct the respondents 1 and 2 to consider forthwith the petitioner's representations dated 14.03.2023, 23.03.2023, 31.07.2023, 07.08.2023 and 08.08.2023 to permit the petitioner to continue as Temporary Teaching Fellow in the Department of Electrical and Communication Engineering in the 4th respondent college.

3. The petitioner was appointed as Teaching Fellow in the Department of Electrical and Electronic Engineering (ECE) in the 3rd



W.P.(MD).No.29048 of 2023

respondent college on temporary basis with effect from 29.01.2015 on consolidated pay. Such appointment was limited for a period of five months and several other candidates were also engaged by the 1st respondent in the similar terms. After completion of five months, the respondents reengage the petitioner as well as the similarly placed other candidates who were appointed in the similar terms by separate orders. The last extension order was issued to the petitioner on 02.06.2022 for the period from 06.06.2022 to 30.11.2022 on consolidated pay. Thereafter, no extension was issued to the petitioner. In the meanwhile the petitioner was issued with a letter dated 18.01.2023 by the second respondent alleging that a complaint of sexual harassment was received against the petitioner and directed him to appear for enquiry on 30.01.2023 before the Dean, Anna University, Chennai. In the enquiry, the petitioner denied the allegations made against him and therefore, he was directed to give it in writing. Thereafter, it is learnt that the said allegation was not against the petitioner and some other faculty and the University had taken action against the said faculty. Therefore, the petitioner made several representations requesting the respondents to permit him to continue in service on par with the similarly placed candidates. Since the representations were not considered, the present writ petition has been filed.



5. In the light of the above observations, there shall be a direction to the first respondent herein to consider the petitioner's representation dated 07.08.2023 on its own merits and pass appropriate orders in accordance with law, within a period of three weeks from the date of receipt of a copy of this order. It is made clear that this Court has not gone into the merits of the claim of the petitioner and it is open to the first respondent to consider the same on its own merits.



W.P.(MD).No.29048 of 2023

WEB COPY

Costs.

8. With the above directions, this writ petition is **disposed of.** No

09.07.2024

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

PJL



WEB COPY



W.P.(MD).No.29048 of 2023

R.N.MANJULA, J.

PJL

**ORDER IN
W.P.(MD).No.29048 of 2023**

09.07.2024