



WEB COPY

W.A.No.161 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.01.2025

CORAM:

THE HONOURABLE MR.JUSTICE **R.SUBRAMANIAN**
AND
THE HONOURABLE MR.JUSTICE **C.KUMARAPPAN**

W.A.No. 161 of 2025
and CMP No.1144 of 2025

Prof. S.A. College of Education,
No.1/145, Sardar Patel Road, Rajiv Gandhi Salai,
Semmanchery, Chennai 600 119.
Represented by its Principal
Mr. K. Gunasekaran

...Appellant

Vs.

The Registrar
Tamil Nadu Teachers Education University,
Gangaiamman Koil street,
Karapakkam, Chennai 600 097.

..Respondent

Prayer: Writ Appeal filed under Clause 15 of the Letters Patent, to set aside
the order dated 13.12.2024 passed in WP No.38095 of 2024.

For Appellant : Mr.G.Sankaran, Senior Counsel
For M/s.S.Bharathi Rajan

For Respondents : Mr.D. Ravichander
Special Government Pleader



J U D G M E N T

WEB COPY (*Judgment of the Court was delivered by **R.SUBRAMANIAN, J.***)

The order of the University refusing continued affiliation to the appellant College was challenged in the Writ Petition. The Writ Court had concluded that there is no ambiguity in the order and hence it does not require interference. The order rejecting affiliation refers to the following proceedings:

- (i) Letter No.TNTEU/R/Cont.Affln./Inspn./2024/00370 dated 07.03.2024;
- (ii) Resolution of the syndicate dated 17.07.2024; and
- (iii) Resolution of the syndicate in circulation dated 09.11.2024.

no other documents have been referred to and the order proceeds on the footing that the Inspection Committee which inspected the College has found that there are certain deficiencies and therefore, it does not recommend renewal of the affiliation. There is no other reason stated in the order impugned in the Writ Petition.



2. Mr.G.Sankaran, learned Senior Counsel appearing for the appellant

College would draw our attention to the official communication dated 23.04.2024 issued by the first respondent listing certain deficiencies that were pointed out by the Inspection Committee and requiring the appellant to produce the documents. The exact wordings in the said letter read as follows:



W.A.No.161 of 2

WEB COPY



தமிழ்நாடு ஆசிரியர் கல்வியியல் பல்கலைக்கழகம்
TAMILNADU TEACHERS EDUCATION UNIVERSITY

(Established under Tamil Nadu Act 25 of 2002)
Gangaimmai Kol Street, Gangaimmai, Chennai - 600 057.
(Recognized by UGC under Section 2(F) Status and accredited with "A" Grade (CGPA 3.17) by NAAC (2nd Cycle)

Official Communication No. TNUBEL/AU2024/00548

Date: 13.04.2024

OFFICIAL COMMUNICATION

பெயர்: TNEU-Prof. S.A.College of Education, Chennai- 2024-2025 முதல் 2025-2026 வரையிலான ஆண்டுகளில் கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு.

பெயர்: Inspection commission dated 03.01.2024

பெயர்: கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு.

1. Land for the purpose of the University, situated at the College Road, Villupuram, shall be reserved.
2. The proposed Board of the University, with the Board of the Village Panchayat Office, shall be reserved for the purpose of the University.
3. The proposed Board of the University, with the Board of the Village Panchayat Office, shall be reserved for the purpose of the University.
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20. The proposed Board of the University, with the Board of the Village Panchayat Office, shall be reserved for the purpose of the University.

பெயர்: கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு. கல்விப்பயிற்சிக்கு தேர்வு இல்லாத ஆணைக்குறிப்பு.

பதிவாளர் (பொ)

பெயர்: The Secretary / Correspondent
Prof. S.A.College of Education,
Sander Road, 11 Highway (Old Marshall Road),
Chennai-600 015.

CC: 0016



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W.A.No.161 of 2



3. In response to this, the appellant College had sent a mail to the address given in the communication dated 23.04.2024 annexing the documents on 07.05.2024. The impugned order does not refer to either the communication dated 23.04.2024 or the email of the appellant dated 07.05.2024. To our pointed query as to why these documents have not been considered, the learned counsel for the University would submit that there was no practice in the University to give further opportunity to the applicant College to rectify the defects pointed out by the Inspecting Team. As per the procedure followed by the University, the report of the Inspecting Team is placed before the Syndicate and upon the approval of the Syndicate orders are issued, either granting or refusing recognition.

4. The learned counsel would also point out that the demerits have been listed by the Inspecting Committee and those demerits have not been addressed in the letter dated 23.04.2024. While not disowning the letter dated 23.04.2024 it is stated by the learned counsel, on instructions from a **Responsible Officer** of the University, the existence of **whom** is highly



doubtful, that this letter might have been written at the behest of the appellant.

5. We are surprised by the conduct of this University. We find that these kind of illegalities happen particularly in the State run Universities in the recent past. We therefore direct the Chief Secretary, Government of Tamilnadu to look into the functions of this University and suggest ways and means to reform the personnel who are in Management of this University. Coming back to the case on hand, we find that the order of the University refusing recognition is vitiated by non-consideration of the explanation offered by the appellant.

6. The Writ Court has not gone into this question at all, it has plainly went by the order impugned in the Writ Petition. We are therefore unable to sustain either the order in the Writ Petition or the order impugned in the Writ Petition. Therefore, the order impugned in the Writ Petition refusing approval is quashed, the University will reconsider the matter in the light of the documents that has been placed before it vide the email dated



WEB COPY

W.A.No.161 of 2



07.05.2024 and passed orders afresh within a period of 15 days from today.

7. The Writ Appeal is disposed of with the above observations.

There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

(R.SUBRAMANIAN, J.) (C.KUMARAPPAN, J.)
31.01.2025

jv

Index : Yes/No

Neutral Citation : Yes/No

Speaking order/Non Speaking order

Note: Issue order copy on 06.02.2025

To

The Registrar
Tamil Nadu Teachers Education University
Gangaiamman Koil street,
Karapakkam, Chennai 600 097.



WEB COPY



W.A.No.161 of 2

R.SUBRAMANIAN, J.
and
C.KUMARAPPAN, J.

jv

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