



WEB COPY



W.P.No.18060 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2025

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THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

W.P.No.18060 of 2024

And

W.M.P.Nos.19838 and 19842 of 2024

R.Arun Kumar

... Petitioner

Vs.

1.The Director,
All India Council for Technical Education,
New Delhi.

2.The Director of Technical Education,
Guindy,
Chennai – 600 025.

3.The Principal
Bakthavatchalam Polytechnic College,
Kancheepuram.

... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus calling for the records relating to the order passed by the third respondent Na.Ka.No.801/A2/2024 dated 24.04.2024 quash the same and consequently direct the third respondent to reinstate the petitioner with all monetary and service benefits including the backwages.

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For Petitioner : Mr.L.P.Shanmugasundaram

For Respondents : R1 – No Appearance
Mr.C.Jayaprakash for R2
Government Advocate
Mr.S.Manuraj for R3

ORDER

The instant writ petition has been filed challenging the order dated 24.04.2024 on the sole ground that no notice have been given prior to issuance of the order of termination.

2.The said factum was fairly admitted by the learned counsel appearing for the third respondent. Therefore, it is obvious that the impugned order dated 24.04.2024 is liable to be quashed.

3.When this Court intend to pass an order to reinstate the petitioner, the learned counsel appearing for the third respondent would submit that the third respondent would pay backwages from 24.04.2024 till today, and will also continue to pay his last drawn salary till the completion of the disciplinary proceedings.

4.In view of the above position, this Court deems it appropriate to set aside the impugned order dated 24.04.2024 and the matter is

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remitted back to the third respondent to conduct fresh enquiry in accordance with law and after following due procedures and after affording opportunity to the petitioner. Such exercise shall be completed within a period of eight weeks from the date of receipt of a copy of this order. It is further directed that as agreed by the third respondent, they are directed to pay backwages from 24.04.2024 to till date (01.08.2025), and further directed to continue to pay monthly salary to the petitioner until completion of the enquiry. The third respondent is directed to pay the backwages, within a period of four weeks from the date of receipt of a copy of this order.

5.The writ petition is disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

01.08.2025

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Index: Yes/ No

Speaking Order: Yes/ No

NCC: Yes/ No

To

1.The Director,
All India Council for Technical Education,
New Delhi.

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