



WP(MD). No.31496 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 06/11/2025

CORAM

THE HONOURABLE MR. JUSTICE K.KUMARESH BABU

WP(MD). No.31496 of 2025

P.Sivankumar

... Petitioner

Vs

1.The State of Tamil Nadu,
Rep by its Principle Secretary to Government,
Higher Education Department,
Fort St. George,
Chennai.

2.The Director of Technical Education,
Sardar Patel Road,
Guindy, Chennai - 25.

3.The Registrar,
Anna University,
Sardar Patel Road,
Guindy, Chennai - 25

... Respondents

PRAYER :-

Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents to regularize the service of the petitioner with effect from the date of initial appointment by considering the petitioner's representation dated 04.10.2025.



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For Petitioner : Mr.P.Ganapathi Subramanian,
Advocate.

For R-1 & R-2 : Mr.N.Satheesh Kumar,
Additional Government Pleader

For R-3 : Mr.E.V.N.Siva

ORDER

ORDER

This writ petition has been filed for a writ of Mandamus seeking a direction a direction to the respondents to regularise the petitioners' services from the date their respective appointments in time scale of pay and grant them all consequential service benefits as per Section 33 (9)(a) and (b) of the Tamil Nadu University Laws (Amendment and Repeal) Act, 2011 (Act 20 of 2011).

2.It is to be noted that the Principal Seat of this Court in a batch of writ petition in W.P.No.7140 of 2020 etc by order dated 30.01.2024 had quashed the report of the Five Member Committee constituted by the Registrar, Anna University and had issued the following directions:

“(i)to issue orders to all those regular employees who



have been working in the erstwhile unamalgamated Anna Universities of Technology for allotting them either to the amalgamated Anna University of Technology, other educational institutions or Government departments, depending on the vacancy position with continuity service and all other consequential and attendant benefits and in compliance of Section 33 (9)(a) & (b) of Chapter VIII of the Principal Act, by making due consultations with the stakeholders mentioned in the said provision, if necessary.

(ii) While doing so, if any difficulties or discrepancies are encountered due to any difference in giving the job title, appropriate orders for re-designation shall be issued with due pay protection.

(iii) If there are still more difficulties faced due to short of vacancies in the sanctioned posts, it is inevitable to create excess posts in order to get all those regular staffs of the erstwhile unamalgamated Universities reallocated as mandated under Section 33 (9)(a) & (b) of Chapter VIII of the Principal Act and hence the said process shall be done at the earliest as an one-time measure.

(iv) Such one-time measure shall also be made in respect of all those employees who have been appointed on ad-hoc basis and whose services have been utilised for all these years without any break, but still remain without regularisation.



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It is obligatory on the part of the Government to take all appropriate steps to fulfil its own promise and formulate any scheme for creating new posts, issuing / re-issuing / consolidating of any of the existing Government Orders already issued with necessary amendments as an complete one-time measure and complete the transition process without allowing the employees to have unnecessary anxieties of their job security. All appropriate orders in the line of the above direction shall be passed within a period of eight weeks from the date of receipt of a copy of this order. No costs. Connected miscellaneous petitions are closed.”

3.In a further writ petition in W.P(MD)No.17183 of 2025 another learned Single Judge by order dated 26.08.2025 following the aforesaid directions had also disposed the said writ petition. It is now brought to the notice of this Court, the order is yet to be complied with and contempt petitions are also pending before the Court. The learned Judge in Clause IV of the said directions had also issued a direction as a one time measure in respect of employees who have also been appointed on adhoc basis which also covers the petitioners herein.



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4. Therefore, this Court is of the view that the petitioners herein are also entitled to the benefits of the directions issued by the learned Single Judge in the batch of cases in W.P.No.7140 of 2020. Accordingly, the writ petition is disposed of with a direction to the respondents to consider the claim of the petitioners on the basis of the directions issued on the aforesaid judgments and pass appropriate orders and the respondents are directed to comply with the said directions, within a period of eight weeks from the date of receipt of a copy of this order. No costs.

06.11.2025

NCC : yes / no
Index : yes / no
Internet : yes /no

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To

1. The Principle Secretary to Government,
State of Tamil Nadu, Higher Education Department,
Fort St. George, Chennai.
2. The Director of Technical Education,
Sardar Patel Road, Guindy, Chennai - 25.

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K.KUMARESH BABU, J.

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