

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.10.2010

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

W.P.NO.24436 OF 2009

M.P.NOS.2 AND 3 OF 2009 AND 2 OF 2010

Nandha Engineering College
rep.by its Chairman V.Shanmugan
Vaikkal Medu
Erode, Perundurai Road
Erode - 638 052.

.... Petitioner

Vs.

1. All India Council for Technical Education
rep.by its Chairman
7th Floor, Chander Lok Building
Janpath, New Delhi - 110 001

2. Anna Univerity-Coimbatore
rep.by its Registrar
Academic Campus
Mettupalayam Road
Jothipuram, Coimbatore - 641 047

3. The Controller of Examinations
Anna University-Coimbatore
Coimbatore

4. The Principal Secretary/
Commissioner of Technical Education
Chennai - 600 025

5. A.Gobinath Respondents
(R5 impleaded as respondent vide
order in MP No.1/2010 dated 11.6.2.2010)

For Petitioner : Mr.Kandhan Duraisami

For Respondents: Mr.K.Ravindranath, ACGSC for R1
Mr.R.Shivakumar for RR2 and 3
Mr.K.H.Ravikumar for R.4

Prayer: Writ Petition filed under Article 226 of the Constitution of India seeking for the relief of issuance of writ of certiorarified mandamus to call for the records of the respondents relating to the order of the 1st respondent in F.No.732-52-391(E)/ET/2001 dated 8.8.2009 and quash the same in so far as it restricts the admission of intake in MBA Course to 60 seats instead of 90 seats for the academic year 2009-2010 and consequently direct the respondents to regularise the admission of 90 students in MBA Course in the Petitioner Institution for the academic year 2009-2010.

ORDER

Heard the submissions of Mr.Kandhan Duraisami, learned counsel for the petitioner, Mr.K.Ravindranath, learned Standing Counsel appearing for the 1st respondent, Mr.R.Shivakumar, learned counsel for 2nd and 3rd respondents and Mr.K.H.Ravikumar, learned counsel for the 4th respondent. Learned Standing Counsel appearing for the 1st respondent, today produced the communication of the Southern Regional Office of 1st Respondent - All India Council for Technical Education, Chennai in F.No.90-1042/2009/7811 dated 28.10.2010 addressed to the standing counsel for 1st Respondent, which reads as follows:

"F.No.90-1042/2009/7811 28 October 2010

To

Shri K.Ravindranath
Addl.Standing Counsel,
115, New Law Chambers,
High Court Buildings
Chennai 600 104.

Sub: W.P.No. 24436/2009 - filed by
Nandha Engineering College, Erode
- regarding.

Sir,

I am to refer to your letter dated 23.10.2010 on the above noted subject and to state that considering the interest of the students, the Competent authority of AICTE has allowed the institute for an intake of 60 to 90 in MBA for the academic year 2009-10. The orders with regard to the amendments would be issued by AICTE, New Delhi shortly.

The same can be presented before the Hon'ble High Court of Madras.

Yours faithfully,
Sd/- xxxx
(M.Sundaresan)
Regional Officer"

2. In view of the said development, no further orders are necessary in this writ petition. Therefore, the Writ Petition is closed and the above letter dated 28.10.2010 is placed on record. Consequently, the connected miscellaneous petitions are closed.

Sd/
Asst.Registrar

/true copy/

Sub Asst.Registrar

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Copy to:

1. The Chairman, All India Council for Technical Education, 7th Floor, Chander Lok Building Janpath, New Delhi - 110 001
2. The Registrar, Anna Univerity-Coimbatore Academic Campus, Mettupalayam Road, Jothipuram, Coimbatore - 641 047
3. The Controller of Examinations Anna University-Coimbatore, Coimbatore
4. The Principal Secretary/ Commissioner of Technical Education, Chennai - 600 025

- 1 cc To M/s.Muthu Mani Doraisami, Advocate, SR.78318
1 cc To Mr.K.Ravindranath, Advocate, SR.78507
1 cc To Mr.R.Shivakumar, Advocate, SR.78230
1 cc To The Government Pleader, SR.78759

W.P.NO.24436 of 2009

GR (CO)
RH (22.11.10)