

WEB COPY

WP No. 4550 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-12-2025

CORAM

THE HONOURABLE MS. JUSTICE P.T. ASHA

WP No. 4550 of 2023

and

WMP No.4552 of 2023

M.Isaivanane

Petitioner(s)

Vs

1. The Vice-Chancellor
Puducherry Technological University,
Pillaichavadi, Puducherry 605 014

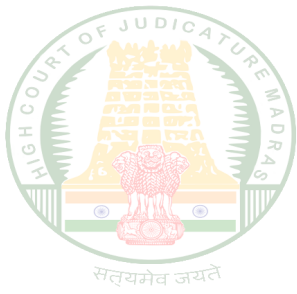
2. Drawing and Disbursing officer
Puducherry Technological University,
Pillaichavadi, Puducherry 605 014

3. Dhanalakshmi Srinivasan Chit Funds
(P) Ltd.,
Kottakuppam Branch, Rep. by its
foreman, No. 120 MG Road,
Kottakuppam, Vanur Taluk, Villupuram
District, Tamil Nadu 605 104

Respondent(s)

PRAYER:- This writ petition is filed under Section 226 of the Constitution of India for issuance of Writ of Certiorari, calling for the record on the file of the 2nd respondent in respect of impugned memorandum No. PTU/ Accts./ Cash/ B5./ 2023 dated 27.01.2023 and quash the same as illegal, incompetent and ultravires.

For Petitioner(s): Mr.D.Sreenivasan



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For Respondent(s): Mr.R.Syed Mustafa, Spl.GP(P)
for R1 & R2
M/s. Y.Jyothish Chander
for R3

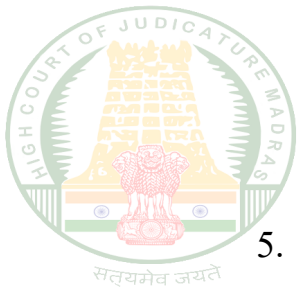
ORDER

This Writ Petition has been filed challenging the recovery memorandum issued by the 2nd respondent, pursuant to the order passed in Execution Petition in EP.No.91 of 2019, to recover the penalty amount from the petitioner.

2.The Learned II Additional District Judge, Puducherry allowed E.P. No.91 of 2019 to recover a claim amount of Rs.5,01,474/-. This order specifically directed the attachment of the salaries of the guarantors of the principal debtor, namely, K. Prakash. The petitioner herein is one of the guarantors.

3.Pursuant to the order passed in EP.No.91 of 2019, the 2nd respondent had issued the impugned memorandum dated 27.01.2023. This memorandum mandates the recovery of Rs.38,575/- per month from the petitioner's salary for a period of 13 months. Challenging the same, the petitioner is before this Court.

4.The learned counsel for the petitioner would submit that nothing survives for consideration in the above writ petition as the petitioner had retired from service.



5. Since, the petitioner had retired from service, there can no longer be any attachment of the petitioner's salary to recover the claim amount, rendering the specific relief originally claimed in the present writ petition infructuous.

6. Accordingly, the writ petition stands dismissed as infructuous. There shall be no order as to costs. Consequently, connected miscellaneous petition is also closed.

SHA

04-12-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

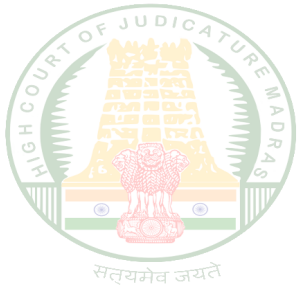
To

1. The Vice-Chancellor

Puducherry Technological University,
Pillaichavadi, Puducherry 605 014

2. Drawing and Disbursing officer

Puducherry Technological University,
Pillaichavadi, Puducherry 605 0143. Dhanalakshmi Srinivasan Chit Funds
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