



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-09-2026

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THE HON'BLE MR JUSTICE KRISHNAN RAMASAMY

WP No. 35604 of 2026

M/s.Peri college of Pharmacy
Rep by the chairman Mr.Saravanan periasamy
Peri Knowledge park,
Mannivakkam
chennai-600 048

..Petitioner(s)

Vs

1. Pharmacy council of India
Rep by the Registrar cum secretary
1-300, 3rd floor, Tower-1,
World Trade Centre
Nauroji Nagar,
New Delhi-110 029
2. The Tamilnadu Dr.M.G.R.Medical University
Rep by the Registrar
No.69, Anna salai
Guindy
chennai-600 032

..Respondent(s)

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of writ of mandamus directing the 2nd respondent to consider the petitioner representation dated 11.8.2026(Ref.No.Peri Pharm/Affil/26-27/02)and to forthwith arrange the Provisional affiliation inspection and grant provisional affiliation to the petitioner college for the pharm.D and M.Pharm(Pharmaceutics and pharmaceutical analysis)programmes for the Academic year 2026-27 within a time frame to be fixed by this court.



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For Petitioner(s):

Mr.Hasan Mohammed Jinnah, Senior Counsel
assisted by Ms.J.R.Archana and Ms.Hardana. T.
for Mr.A.Damodaran

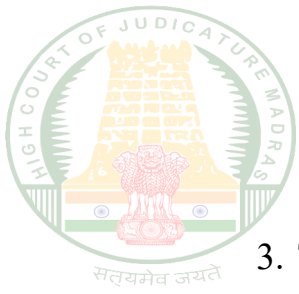
For Respondent(s):

Mr.Hari Radhakrishnan for R2

Order

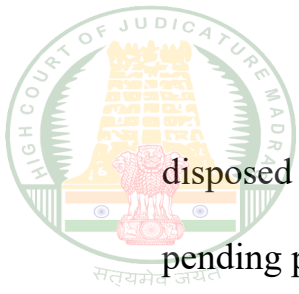
This Writ Petition has been filed seeking a direction to the 2nd respondent to consider the petitioner's representation dated 11.08.2026, and forthwith arrange for a Provisional Affiliation Inspection and grant provisional affiliation to the petitioner college for the Pharm.D and M.Pharm (Pharmaceutics and Pharmaceutical Analysis) programmes for the Academic Year 2026–27.

2. The learned counsel appearing for the petitioner submitted that the petitioner college is an educational institution imparting pharmacy education and currently offering a B.Pharm course affiliated with the 2nd respondent University. For the Academic Year 2026–27, the petitioner applied for the introduction of M.Pharm (Pharmaceutical Analysis), M.Pharm (Pharmaceutics), and Pharm.D courses with the approved intake of seats. The 2nd respondent University subsequently issued a Consent of Affiliation permitting the petitioner college to start the Pharm.D and M.Pharm Degree courses in the two specified branches. Since a Consent of Affiliation does not inherently confer a right upon the institution to commence courses until a formal Provisional Affiliation Order is granted, the petitioner submitted an application dated 02.07.2026 requesting a Provisional Affiliation Inspection.



3. The fact remains that the managing Trust had availed credit facilities from the Indian Overseas Bank between 2011 and 2016 for building and expanding its educational infrastructure. Due to financial difficulties, the loan account was classified as a Non-Performing Asset (NPA), triggering SARFAESI proceedings. The Trust subsequently entered into a One-Time Settlement (OTS) for Rs. 46,00,00,000 with the Bank, out of which Rs. 24,00,00,000 was duly remitted. Owing to a default in remitting the remaining balance instalment of Rs. 22,00,00,000, the Bank conducted an E-auction on 16.07.2025 and issued a Sale Certificate on 23.07.2025 in favour of the SRM Institute of Science and Technology.

4. Challenging the auction sale, the Trust preferred S.A.No. 493/2025 before the Debts Recovery Tribunal-III, Chennai, which granted an interim stay of the sale proceedings on the condition that the Trust deposit Rs. 8.28 Crores. The Trust has fully complied with this conditional order, the interim stay remains operative, and the main application is pending final adjudication. Consequently, the petitioner continues to remain in lawful possession and administration of the institutional premises. In the interim, the SRM Institute preferred W.P.No. 21346/2026 seeking directions for disaffiliation, de-recognition, and the stoppage of counselling/admissions for the PERI Group of Institutions for the Academic Year 2026–27. The said writ petition was



disposed of by directing the SRM Institute to agitate all its grievances within the pending proceedings before the DRT-III, Chennai.

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5. Despite these facts, the 2nd respondent failed to process the petitioner's application for an inspection. The petitioner then submitted a detailed representation dated 11.08.2026 to the 2nd respondent to arrange the inspection; however, the 2nd respondent has neither conducted the inspection nor passed orders on the provisional affiliation to date.

6. The learned Standing Counsel appearing for the 2nd respondent University submitted that since the physical possession of the property is under dispute, the University is not in a position to consider the petitioner's request for provisional affiliation for the current academic year.

7. Heard both sides and perused the materials available on record.

8. Since the sale under the SARFAESI execution proceedings stand stayed by a competent tribunal and the petitioner continues to hold physical possession of the institutional infrastructure, this Court finds no legal impediment preventing the respondents from processing the application. A dispute pending final adjudication before the Debt Recovery Tribunal cannot be used as a tool by the University to stall academic growth, provided the



institution otherwise satisfies the statutory educational norms. Therefore, the request / representation of the petitioner dated 11.08.2026 for provisional affiliation must be considered by conducting the requisite inspection, subject to the petitioner fulfilling all conditions prescribed under the University Statutes.

9. In view of the matter, the 2nd respondent University is directed to conduct the Provisional Affiliation Inspection and pass appropriate orders regarding the grant of affiliation to the petitioner college for the Pharm.D and M.Pharm programmes for the Academic Year 2026–27 within a period of two weeks from the date of receipt of a copy of this order. Insofar as the objections raised regarding the SRM Institute are concerned, since the underlying auction sale certificate has been effectively stayed by the DRT, the revenue and educational authorities need not defer their statutory inspections based on those third-party complaints.

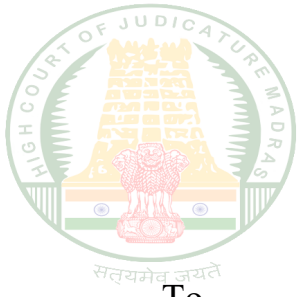
10. This Writ Petition stands disposed of with the above directions. No costs.

08-09-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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Note: Issue order copy on 09.09.2026.



To

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Pharmacy council of India
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World Trade Centre
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New Delhi-110 029
2. The Registrar,
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