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WA No. 3538 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-11-2025

CORAM

THE HON'BLE MR JUSTICE R. SURESH KUMAR

AND

THE HON'BLE MR.JUSTICE HEMANT CHANDANGOUDAR

WA No. 3538 of 2025 AND

CMP NO. 29115 OF 2025

1. The Registrar,
Madras University, Chepauk, Chennai -5.
2. The Vice Chancellor,
Madras High Court Building, Chepauk

..Appellants

Vs

K.Sivakumar,
S/o.D.Kapali, No.2/19, Teeds Garden, II Street,
Sembium, Perambur,
Chennai -600 011.

..Respondent

Prayer : Writ Appeal under Clause XV of the Letters Patent to set aside the Impugned Order dated 28.08.2025 made in W.P.No.1821 of 2025.

For Appellants : Mr.P.Dinesh Kumar

For Respondent : Mr.V.Vijay Shankar



WA No. 3538 of 2025

Order

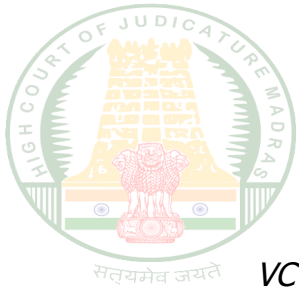
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(Order of the Court was made by R.Suresh Kumar J.)

It is submitted by the learned Standing Counsel appearing for the appellant University that the present respondent / writ petitioner since has completed the qualification ie., U.G.Degree under 10+2+3 pattern only in May 2019, based on which when the seniority list was prepared, he stood at Serial No.92, whereas, yet another person viz., M.Vijayakumar stood at Serial No.91.

2. Insofar as M.Vijayakumar is concerned, since his writ petition as that of the present writ petition was allowed and the order passed by the learned Writ Court since was not complied with, he filed a contempt petition in Cont.P.No.679 of 2025 in W.P.No.31425 of 2024 dated 28.03.2025, the appellant University, by a resolution dated 16.05.2025 decided to give promotion, of course conditionally to the said M.Vijayakumar. The relevant portion of the order to that effect dated 16.05.2025 reads thus.

"Accordingly, Thiru.M.Vijayakumar (10847) Section Officer is promoted as Assistant Registrar subject to approval of Members of



WA No. 3538 of 2025

WEB COPY

VC Convener Committee in the Revised Levels of Pay of Rs.59300-217600 (Level 25) with effect from the date of his joining duty as Assistant Registrar, subject to the outcome of legal issues, if any in future."

3. As against the said order passed in W.P.No.31425 of 2024, it is submitted by the learned Standing Counsel that, separate writ appeal is being moved and yet to be numbered.

4. Be that as it may. When the said gesture has been shown to the immediate senior of the present respondent / writ petitioner as he stood at Serial No.92, whereas the said M.Vijayakumar stood at Serial No.91, the same yardstick has to be adopted in respect of the present case also as directed by the learned Writ Court through the impugned order.

5. Hence, in this case also since writ appeal is filed, questioning the very right of the writ petitioner claiming such promotion in view of the fact that he has completed UG Degree only in May 2019, we do feel that let such promotion be

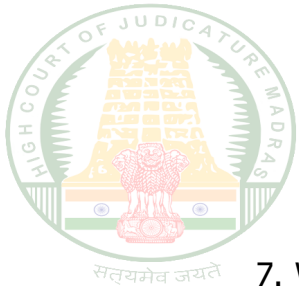


WA No. 3538 of 2025

WEB COPY

extended to the present writ petitioner also as Assistant Registrar prospectively, that too on temporary basis on condition that if ultimately the present appeal is decided in favour of the appellant University, such a promotion to be made would be subject to reversion, which has to be faced by the respondent / writ petitioner.

6. In that view of the matter, there shall be a direction to the appellant University to immediately extend promotion to the respondent / writ petitioner viz., K.Sivakumar to the post of Assistant Registrar temporarily with a condition attached to the said order of promotion that, if ultimately the present writ appeal viz., W.A.No.3538 of 2025 is decided in favour of the appellant University, the present promotion given to the respondent / writ petitioner would be subject to the reversion to be faced by him. The aforesaid needful action shall be undertaken by the appellant University within a period of two weeks from the date of receipt of a copy of this order.



WA No. 3538 of 2025

7. With this interim direction, this writ appeal is posted for hearing after four

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weeks.

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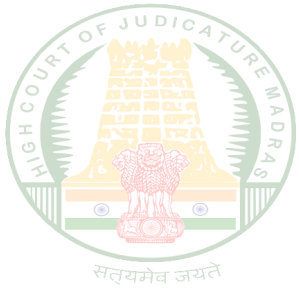
(R.S.K.,J.) (H.C.,J.)
25-11-2025



WA No. 3538 of 2025

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WA No. 3538 of 2025

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KST

WA No. 3538 of 2025
AND
CMP NO. 29115 OF 2025

25-11-2025

Page 7 of 7