

W.A.No.681 of 2020

M.SATHYANARAYANAN, J.,
and
P.RAJAMANICKAM, J.,

[Order of the Court was made by M.SATHYANARAYANAN, J., through
Video Conferencing]

The appellants were not parties to the main writ petition, though they are having substantial interest in the said litigation and they came forward to file this Writ Appeal, stating among other that the writ petitioners who are diploma holders, after joining service, enrolled themselves for the course of B.E. Mechanical Engineering through Distance Education Programme at Vinayaka Missions University in the year 2005 and by virtue of the same, they want redesignation as Assistant Engineer from the date of acquiring B.E. Degree in the year 2009.

2. The Writ Petition after contest, came to be allowed with certain directions. Aggrieved by the same, the present Writ Appeal is filed.

3. Heard the submission of the learned counsel appearing for the appellants as well as the petitioner in C.M.P.NO.12479 of 2020, who also wants to support the case of the appellant.

M.SATHYANARAYANAN, J.,
and
P.RAJAMANICKAM, J.,
sk

4. This Court, after going through the impugned order, especially the fact that there *prima facie* appears to have guilty of delay and latches and that technical degree obtained through distance education mode sought to be utilised to get re-designation as Assistant Engineer from the date of acquiring B.E.degree in the year 2009, and further that the persons who are actually affected in the event of redesignation have also not been impleaded, is of the considered view that a *prima facie* case has been made out for grant of interim orders. Hence there shall be an order of ad-interim stay till 13.07.2021 and in the light of the above facts and circumstances, the redesignation of the private respondents / writ petitioners is subject to the result of this Writ Appeal.

Call on 13.07.2021.

सत्यमेव जयते

[M.S.N.,J]

[P.R.M.J]

19.04.2021

sk

WEB COPY

W.A.No.681 of 2020