

ITEM NO.4

COURT NO.11 SECTION XII
S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 21991/2016

(Arising out of impugned final judgment and order dated 15-03-2016 in WA No. 593/2015 passed by the High Court Of Judicature At Madras)

VICE CHANCELLOR, INDIAN MARITIME UNIVERSITY & ANR. Petitioner(s)

VERSUS

M.S. RAVI SHARMA & ANR.

Respondent(s)

WITH

SLP(C) No. 22169/2016 (XII)

IA No. 142577/2021 - MODIFICATION OF COURT ORDER

SLP(C) No. 22163/2016 (XII)

SLP(C) No. 22155/2016 (XII)

SLP(C) No. 22156/2016 (XII)

SLP(C) No. 23466/2016 (XII)

SLP(C) No. 459/2020 (XII)

SLP(C) No. 23162/2016 (XII)

Date : 11-05-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE M.R. SHAH
HON'BLE MRS. JUSTICE B.V. NAGARATHNA

For Parties:

Mr. Arvind Datar, Sr. Adv.
Mr. Devashish Bharuka, AOR
Ms. Hina Shaheen, Adv.
Mr. Justine George, Adv.
Ms. Sarvshree, Adv.

Mr. Ashwin Kumar D.S., Adv.
Ms. Aditi Dani, Adv.
Ms. Surbhi Mehta, AOR

Mr. Ashwin Kumar D.S., Adv.
Mr. D. L. Chidananda, AOR

Ms. Sanjana Grace Thomas, Adv.
Mr. Abishek Jebaraj, AOR

UPON hearing the counsel the Court made the following
O R D E R

IA No. 142577/2021 in SLP (C) No. 22169/2016:

The present application is preferred by the Indian Maritime University (for short 'the University') for modification of the earlier order of status *quo* passed by this Court on 09.09.2016 to the extent permitting the University to make alternative arrangement of appointing a Finance Officer on *ad hoc* basis and/or by exercising the powers under Statute No. 6 of the IMU Statute.

Having heard the learned counsel for the respective parties and only with a view to see that by not appointing anybody as Finance Officer either by way of *ad hoc* and/or in-charge basis, the Administration and Management may have to suffer and even otherwise the Statute 6 (4) permits the Vice Chancellor to appoint any other person to perform the duties of the office of the Finance Officer, we modify the order of status *quo* passed by this Court passed earlier and permit the University to make the appointment of the Finance Officer either on *ad hoc* basis or as In-charge as provided under Statute 6(4) of the Statute during the pendency and final disposal of the present Special Leave Petition.

However, it is clarified that the same shall be without prejudice to the rights and contentions of the respective parties in the main Special Leave Petition and the same shall be subject to the ultimate outcome of the main Special Leave Petition and the person who is appointed either on *ad hoc* and/or as In-charge shall not claim any equity that having been appointed as Finance Officer, he may be continued thereafter and that in the appointment order itself it shall be so stated.

The present Application is allowed accordingly to the aforesaid extent.

List all the Special Leave Petitions on 26.07.2022.

(R. NATARAJAN)
ASTT. REGISTRAR-cum-PS

(NISHA TRIPATHI)
ASSISTANT REGISTRAR