

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 23RD DAY OF OCTOBER 2008

BEFORE

THE HON'BLE MR.JUSTICE S. ABDUL NAZEER

WRIT PETITION NO.12563/2008 (EDN-EX).

Between:

Sri K.N. Sudarshan,
S/o late K.N. Prakash,
Aged about 20 years,
R/a 20 J/6, II Floor,
17th A Cross, Malleshwaram,
Bangalore – 560 003.

.... Petitioner.

(By Sri G.B. Raju & S.N. Manjunath, Advs.)

And :

1 The Director of College Education,
 Sheshadri Road,
 Bangalore.

2 The Principal (Degree Course),
 S. Nijalingappa College,
 2nd Block, Rajajinagar,
 Bangalore – 560 010.

.... Respondents.

(By Sri B. Manohar, AGA for R1
Sri Anand M. Sholapurmath, Adv. for R2)

This Writ Petition is filed under Articles 226 & 227 of the Constitution, praying to direct R2 to issue the transfer certificate and no objection certificate of the petitioner within reasonable time to enable him to obtain the admission ticket for ensuing third semester examination, etc.

This Writ Petition coming on for Preliminary Hearing in 'B' Group this day, the Court made the following:

ORDER

The petitioner has filed this writ petition seeking a direction to the second respondent-college to issue the transfer certificate and no objection certificate to enable him to join the II Year B.B.M course in some other college.

2. Learned Counsel appearing for the second respondent-college submits that the second respondent-college has no objection for issuance of the certificates as prayed for in the writ petition subject to the petitioner paying the balance of the amounts due to the second respondent-college in a sum of Rs.27,500/-.

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3. The learned Counsel for the petitioner has handed over a bankers' cheque for Rs.27,500/- drawn in favour of the second respondent-college towards the full and final settlement of the dues to the second respondent-college. Learned Counsel for the second respondent-college has accepted the same. He further submits that petitioner is not due any amount to the second respondent-college on any other account. He has handed over the transfer certificate of the petitioner to the learned Counsel for the petitioner and the learned Counsel for the petitioner has received the same. Learned Counsel for the second respondent-college has produced a xerox copy of the transfer certificate along with a memo and the same is taken on record.

4. Learned Counsel for the second respondent-college assures the Court that the second respondent-college will issue 'no objection certificate' if the petitioner requires the same on any future date. The submission of the learned Counsel for the second respondent-college is placed on record. In the light of the aforesaid



developments, the writ petition does not survive for consideration and it is accordingly disposed of. No costs.

Office is directed to furnish a copy of this order to the learned Counsel for the petitioner forthwith.

BMM/23102008

Sd/-
Judge