



## **ABSTRACT**

Technical Education – Government Aided Engineering Colleges – Government seats in aided Engineering Colleges in respect of self supporting courses – Apportionment of seats in the proportion of 70:30 - Notification – orders – Issued.

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### **Higher Education (J2) Department**

G.O. (Ms.) No.71

Dated 25.4.2019.

விகாரி வருடம், சித்திரை-12.  
திருவள்ளூர் ஆண்டு 2050.

Read :

1. G.O.(Ms) No. 407, Higher Education (J1) Department, dated 2.7.2004.
2. G.O.(Ms) No.48, Higher Education (J2) Department dated 16.2.2005
3. Interim orders of the Hon'ble High Court of Madras in W.P.No. 12499/2005, W.P.No.21465/2005, dated 4.5.2005 and in W.P.No.23168 / 2005 dated 21.7.2005.
4. Orders of the Hon'ble High Court of Madras in W.P.No.12499/2005, W.P.No.21465/2005 and W.P.No.23168/2005 dated 4.1.2018
5. From the Commissioner of Technical Education letter No.10635/J2/2018, dated 8.6.2018 and 21.1.2019.
6. Orders of the Hon'ble High Court of Madras in W.P.No.12513/2010 dated 10.1.2019

### **ORDER:**

In the Government order first read above, among others, orders were issued that the apportionment of seats between the Government and the Government aided Engineering Colleges in respect of self supporting courses shall be in the proportion of 80:20 from the year 2004-2005.

2. In the Government order second read above, among others, the Government directed that the following percentage of seats was allocated as Government Quota and Management Quota in respect of M.E. / M.Tech. in Government Aided and Self Financing Engineering Colleges and in respect of self supporting MBA / MCA programmes in Government Aided Engineering Colleges and Government Aided Arts and Science Colleges:-

For M.E. / M.Tech. courses:-

Category	Government Quota	Management Quota
Seats in self supporting courses in Government Aided Engineering Colleges	80%	20%

For MBA/MCA programmes:-

Category	Government Quota	Management Quota
Seats in self supporting courses in Government Aided Engineering Colleges	80%	20%
Seats in self supporting courses in Government Aided Arts and Science Colleges	80%	20%

3. In the letter fifth read above, the Commissioner of Technical Education has stated as follows:-

Writ Petition No. 12499 of 2005 has been filed by the Principal, PSG College of Technology, Coimbatore to quash the orders issued in the Government order first read above and to direct the respondent to permit the petitioner to fill up 50% of seats in the self financing courses in the petitioner's Institution. W.P.Nos. 12500 and 12501 of 2005 have been filed by the Secretary, PSG College of Arts and Science, Coimbatore to quash the Government order second read above. W.P.No.21465 of 2005 was filed by the Principal, Coimbatore Institute of Technology, Coimbatore to quash the orders issued in Government order second read above. W.P.No.23168/2005 was filed by the Principal, Coimbatore Institute of Technology, Coimbatore to quash the orders issued in the Government order first read above. As per the Interim orders of the Hon'ble High Court of Madras in W.P.No.12499/2005, W.P.No.21465/2005 and W.P.No.23168/2005, in two aided Engineering Colleges (PSG College of Technology and Coimbatore Institute Technology), the ratio of 70:30 is adopted in respect of self supporting courses under the Single Window Counselling from 2005-2006 to 2017-2018.

The Hon'ble High Court of Madras in its final orders dated 4.1.2018, in W.P.No. 12499/2005 to 12501/2005 filed by the PSG College of Technology and PSG Arts and Science College and W.P.No.21465/2005 and W.P.No.23168/2005 filed by the Coimbatore Institute of Technology has ordered as follows:-

"The learned counsel appearing on both sides, on instructions, submitted that the relief sought for in these writ petitions, has become infructuous and hence, nothing survives for adjudication in these matters.

Recording the said submission, all the writ petitions are closed. No costs. Consequently, connected Miscellaneous Petitions are also closed."

The Chairman and Correspondent, Thiagarajar College of Engineering, Madurai has filed W.P.No.12513/2010 against G.O.(Ms) No.407, Higher Education (J1) Department dated 2.7.2004 and prayed to permit him to fill up the 35 % of the seats in self supporting courses in the petitioner's Institution.

The Hon'ble High Court in its order dated 10.01.2019 in W.P.No.12513 of 2010 and M.P.No.2 of 2010 has disposed the case by stating that no further order needs to be passed in this writ petition, since the Government is taking steps to notify the percentage of Government seats in self supporting courses in Aided Engineering Colleges under section 2(c) (ii) of the Tamil Nadu Admissions in Professional Educational Institutions Act, 2006 ( Act No.3 of 2007). Once it is notified, apportionment of seats will come to effect and until then, based on interim direction, 70:30 apportionment of seats will be followed in respect of petitioner's college.

Section 2 (c)(ii) of the Tamil Nadu Admission in Professional Educational Institutions Act, 2006 (Tamil Nadu Act 3 of 2007) provides as follows:-

(c) "Government seats" mean,-

- (i) all the seats in Government colleges, University colleges and University constituent colleges;
- (ii) such number of seats in aided professional educational institutions as may be notified by the Government; and
- (iii) 65% of seats in each branch in non-minority unaided professional educational institutions and 50% of the seats in each branch in minority unaided professional educational institutions, In accordance with the consensus arrived at between such professional educational institutions and the Government.

The Commissioner of Technical Education has, therefore, requested the Government to consider to issue necessary orders for notifying the apportionment of seats under section 2 (c)(ii) of the said Tamil Nadu Act 3 of 2007.

4. The Government, after careful examination of the proposal, have decided that as per the aforesaid provision notifying the Government seats in Government aided Engineering Colleges in respect of self supporting courses is sufficient. Accordingly, the Government hereby direct that 70% of seats in each branch in Under Graduate self-supporting courses in Aided Engineering Colleges as Government seats under section 2(c)(ii) of the said Tamil Nadu Act 3 of 2007.

5. Accordingly, the notification annexed to this order shall be published in the Tamil Nadu Government Gazette.

(BY ORDER OF THE GOVERNOR)

MANGAT RAM SHARMA,  
PRINCIPAL SECRETARY TO GOVERNMENT.

To  
The Works Manager, Government Central Press, Chennai  
(for publication in the Tamil Nadu Government Gazette)  
The Commissioner of Technical Education, Chennai-25.  
The Director of Collegiate Education, Chennai-6.  
The Registrar, Anna University, Chennai-25.  
The Secretary, Tamil Nadu Engineering Admissions, Directorate of Technical Education,  
Chennai-25.  
The Principal all Government Aided Engineering Colleges (through the  
Commissioner of Technical Education, Chennai-25)

Copy to

The Special P.A. to Hon'ble Minister (Higher Education), Chennai-9.  
The Private Secretary to Principal Secretary to Government, Higher Education  
Department, Chennai-9.  
The Higher Education (E) Department, Chennai-9.  
G.O.(Ms) No.407, Higher Education (J1) Department, dated 2.7.2004  
G.O.(Ms) No.48, Higher Education (J2) Department, dated 16.2.2005  
Sf/Sc.

//Forwarded by order//

*21.03.19* *25/4/2019*  
Section Officer.

Higher Education (J2) Department

**ANNEXURE.**

**NOTIFICATION.**

**ANNEXURE to G.O.(Ms) No. 71, Higher Education (J2) Department,  
dated 25.4.2019**

Under sub-clause (ii) of clause (c) of section 2 of the Tamil Nadu Admission in Professional Educational Institutions Act, 2006 (Tamil Nadu Act 3 of 2007), the Governor of Tamil Nadu hereby notifies 70% of seats in each branch in Under Graduate self-supporting courses in aided Engineering Colleges as Government seats.

MANGAT RAM SHARMA  
PRINCIPAL SECRETARY TO GOVERNMENT

//True Copy//

*M. V. Srinivasan*  
25/4/2019

Section Officer