



W.P(MD)No.29974 of 2023

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 15.12.2023

CORAM

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.29974 of 2023

P.Jamesh Paul

... Petitioner

Vs.

1.The Director of School Education,
College Road,
Chennai-600 006.

2.The Chief Educational Officer (Secondary),
Thirunelveli,
Thirunelveli District.

3.The District Education Officer,
Thirunelveli,
Tirunelveli District.

4.The Correspondent,
C.M.S.E.S David Memorial Higher Secondary School,
Karisal-627 414,
Tirunelveli District.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents 2 and 3 to approve the appointment of the petitioner as a Lab Assistant in the fourth respondent School, on the basis of the proposal (resubmitted) sent by the



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said School on 13.09.2023 and disburse the grant-in-aid towards his salary and allowance with effect from the date of the appointment of the petitioner on 03.06.2019.

For Petitioner : Mr.E.Mareeskumar

For R-1 to R-3 : Mr.N.GA.Natraj
Government Advocate

ORDER

The present writ petition has been filed by a Lab Assistant, who was appointed in the fourth respondent School seeking a Mandamus as against the second and third respondents for approving his appointment.

2. According to the learned Counsel appearing for the writ petitioner, the fourth respondent School is an aided Minority stand alone School. As per the staff fixation order for the academic year 2019-2020, the School has been sanctioned with the post of Lab Assistant. In the sanctioned post, the petitioner was appointed on 03.06.2019. The School has forwarded the proposal to the authorities and the same is pending with the third respondent. Though the proposal was returned on earlier occasions, it has been resubmitted and the



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same is pending with the third respondent as on today. Hence, the presence writ petition.

3. Considering the above said facts, the third respondent is directed to approve the appointment of the writ petitioner as Lab Assistant with effect from 03.06.2019 in case if the appointment is within the staff fixation order for the academic year 2019-2020. The said exercise shall be completed within a period of twelve (12) weeks from the date of receipt of a copy of this order.

4. With the above said direction, this writ petition stands disposed of. There shall be no order as to costs.

15.12.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes
BTR



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R.VIJAYAKUMAR, J.

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