

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

WEDNESDAY, THE 14TH DAY OF JANUARY 2015/24TH POUSHA, 1936

WP(C).No. 735 of 2015 (N)

PETITIONER(S):

1. JITHIN C.S. (MINOR),
STUDENT, G.J.H.S.S., NADUVATTOM,
REPRESENTED BY HIS MOTHER, JINCY A.J.,
CHURULICKAL HOUSE, MANGARAM, PANDALAM,
PATHANAMTHITTA.
2. HARIDEV.K. (MINOR),
STUDENT, G.J.H.S.S., NADUVATTOM,
REPRESENTED BY HIS FATHER, PRAMOD K.,
KARUVANTHODY HOUSE, KILUMURY P.O., PULASSERY VIA,
PALAKKAD DISTRICT.
3. AKSHAYA MOHAN (MINOR),
STUDENT, G.J.H.S.S., NADUVATTOM,
REPRESENTED BY HIS FATHER, C.MOHANADASAN,
CHARAPARAMBIL HOUSE, NADUVATTAM P.O., PATTAMBI.
4. NAVANEETHA K.V. (MINOR),
STUDENT, G.J.H.S.S., NADUVATTOM,
REPRESENTED BY HER MOTHER, JYOTHILAKSHMI.U.,
KUNNAKAVIL HOUSE, VILATHUR P.O., THIRUVEGAPPURA.
5. ARJUN P.M. (MINOR)
STUDENT, G.J.H.S.S., NADUVATTOM,
REPRESENTED BY HIS MOTHER, VINEESHA MURALIDHARAN,
PADINHARE PURAYIL, NADUVATTOM P.O., PATTAMBI.
6. AKSHAY PRAKASH (MINOR),
STUDENT, G.J.H.S.S.,NADUVATTOM,
REPRESENTED BY HIS FATHER, PRAKASH.E., NEELAMBARI,
IRIMBIYAM P.O., MALAPURAM DISTRICT.
7. SARATH RAJ.N.P. (MINOR),
STUDENT, G.J.H.S.S., NADUVATTOM,
REPRESENTED BY HIS MOTHER, SANTHA N.P.,
NEDUMPURATH PADI, P.O.NEDUVATTOM, PATTAMBI.

BY ADV. SRI.LINDONS C.DAVIS

WP(C).NO.735/2015

RESPONDENT(S):

1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY,
GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM-1.
2. KERALA SCHOOL KALOLSAVAM 2014-2015,
REPRESENTED BY ITS GENERAL CONVENER,
ADDITIONAL DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM-695 001.
3. APPEAL COMMITTEE,
PALAKKAD REVENUE DISTRICT SCHOOL KALOLSAVAM 2014-2015,
REPRESENTED BY ITS CHAIRMAN,
DEPUTY DIRECTOR OF EDUCATION, PALAKKAD-678 001.
4. THE CONVENER,
PALAKKAD REVENUE DISTRICT SCHOOL KALOLSAVAM 2014-2015,
REPRESENTED BY ITS CHAIRMAN,
DEPUTY DIRECTOR OF EDUCATION, PALAKKAD-678 001.

R1 TO R4 BY SR GOVERNMENT PLEADER SRI.JOSEPH GEORGE

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 14-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

sts

WP(C).No. 735 of 2015 (N)

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1. TRUE COPY OF THE CERTIFICATES ISSUED TO THE 1ST PETITIONER
 IN GANAMELA.**
- EXT.P2. TRUE COPY OF THE RECEIPT TOWARDS APPEAL DATED 5/12/2014.**
- EXT.P3. TRUE COPY OF APPEAL ORDER DATED 26/12/2014.**
- EXT.P4. TRUE COPY OF RELEVANT PAGES OF SCHOOL KALOISAVAM
 MANUAL.**

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO.JUDGE

sts

P.R. RAMACHANDRA MENON, J.

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W.P.(C). No. 735 of 2015

Dated this the 14th day of January, 2015

JUDGMENT

Petitioners' team participated in the event 'Ganamela' in the Palakkad Revenue District School Kalolsavam and awarded 2nd rank with A grade. The grievance of the petitioners is that, due to the lack of proper sound arrangements, the sound of certain instruments was not audible, which affected their performance. The appeal preferred was not considered properly and was rejected by passing Ext.P3 non speaking order and hence the writ petition.

2. The learned Government Pleader submits on instructions that, there is no pith of substance in the contentions raised. The 1st prize winner got 254 marks with split up marks as 85, 85, 84; whereas the petitioners' team could secure only 227 marks with split up marks as 80, 75, 72. Thus, there is a difference of 27 marks. Report was called for from the Stage Manager and video recording was examined. It was found that there was no basis for the allegation raised by the petitioners.

3. After going through the pleadings and proceedings and the submissions of the learned Government Pleader, this Court finds that the petitioners have not established any tenable ground to call for interference. Accordingly, interference is declined and the writ petition is dismissed.

**P.R. RAMACHANDRA MENON,
JUDGE.**

kp/-