

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

TUESDAY, THE 12TH DAY OF MAY 2015/22ND VAISAKHA, 1937

WP(C).No. 13472 of 2015 (H)

PETITIONER(S) :-

AKSHAY V.K., AGED 17 YEARS
S/O. SANTHOSH KUMAR V.K., XIITH STANDARD
GOVERNMENT BOYS HIGHER SECONDARY SCHOOL (GBHSS)
MANJERI REPRESENTED BY HIS FATHER AND GUARDIAN
SANTHOSH KUMAR V.K.,
S/O. RAMA PANICKER, KALARIKKAL HOUSE, ARUKIZHAYA
MANJERI, MALAPPURAM DISTRICT, PIN-676 121

BY ADVS.SRI.K.M.SATHYANATHA MENON
SMT.KAVERY S THAMPI

RESPONDENT(S) :-

1. THE DIRECTOR OF PUBLIC INSTRUCTIONS
DPI JUNCTION, THIRUVANANTHAPURAM - 695001.
2. THE DEPUTY DIRECTOR OF EDUCATION, MALAPPURAM - 676 505.
3. THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT
SECRETARIAT, THIRUVANANTHAPURAM - 695001.
4. THE PRINCIPAL,
GOVERNMENT BOYS HIGHER SECONDARY SCHOOL, MANJERI
MALAPPURAM DISTRICT, PIN-676 121
5. THE DIRECTOR
DEPARTMENT OF HIGHER SECONDARY EDUCATION
HOUSING BOARD BUILDING, SANTHI NAGAR
THIRUVANANTHAPURAM 695001

BY GOVERNMENT PLEADER SRI.A.MOHAMED SAVAD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-05-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

WP(C) .No. 13472 of 2015 (H)

APPENDIX

PETITIONER(S) ' EXHIBITS :-

EXHIBIT P1: TRUE COPY OF THE INTERIM ORDER IN IA NO.207 OF 2015
IN OS 35 OF 2015 OF THE MUNSIFF'S COURT, PARAPPANANGADI.

EXHIBIT P2: TRUE COPY OF THE PROCEEDINGS OF THE DIRECTOR OF
PUBLIC INSTRUCTIONS DATED 16.1.2015.

EXHIBIT P3: TRUE COPY OF THE IDENTIFICATION CERTIFICATE DATED
16.1.2015.

EXHIBIT P3(a): TRUE COPY OF THE PARTICIPANT CARD.

EXHIBIT P4: TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE
PETITIONER DATED 23.3.2015.

EXHIBIT P5: TRUE COPY OF THE TRACKING DETAILS OF THE ARTICLES
UNDER THE INDIA POST.

EXHIBIT P6: TRUE COPY OF THE JUDGMENT DATED 13.1.2015 IN WA
NO.1843 OF 2014.

EXHIBIT P7: TRUE COPY OF THE RELEVANT PORTION OF THE MANUAL OF
KERALA SCHOOL KALOLSAVAM.

RESPONDENT(S) ' EXHIBITS :- NIL

//TRUE COPY//

P.A. TO JUDGE

A. MUHAMED MUSTAQUE, J.

W.P.(C) No.13472 of 2015

Dated this the 12th day of May 2015

J U D G M E N T

The petitioner, a Plus Two student participated in the 'Thabala' competition in the State Level Kerala School Kalolsavam 2014-'15 based on a court order. The petitioner secured 70% marks in the state level competition for the item, 'Thabala' and obtained 'A' Grade. According to the petitioner, as per the Manual of Kerala School Kalolsavam, a participant, who obtained more than 70% marks and has given 'A' Grade as well as five points, such participant is entitled for a Grace mark of 30. The petitioner submits that since he has taken part in the State Level competition based on the order passed by the court, the said benefit has been denied to the petitioner. The petitioner relies on the judgment of this Court in W.A.No.1843 of 2014.

2. If the petitioner is otherwise entitled for 'A' Grade and Grace marks for 'Thabala' competition in the State Level Kerala School Kalolsavam 2014-'15, for the mere reason that the petitioner has participated based on the court order could not deny such benefit to him.

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3. In that view of the matter, there shall be a direction to the respondents to issue 'A' Grade Certificate and also to issue Grace marks of 30, if the petitioner is otherwise eligible as per the result of 'Thabala' competition in the State Level Kerala School Kalolsavam 2014-'15. Needful shall be done by the respondents without any further delay.

The writ petition is disposed of as above.

**Sd/-
A. MUHAMED MUSTAQUE
JUDGE**

Jvt