

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

TUESDAY, THE 8TH DAY OF SEPTEMBER 2015/17TH BHADRA, 1937

WP(C).No. 17404 of 2015 (A)

PETITIONER(S):

**P.NARAYANAN,
MANAGER A.L.P. SCHOOL, PUZHAKKATTIRI
MALAPPURAM DISTRICT.**

**BY ADVS.SRI.P.SHAMSUDIN
SRI.K.C.ANTONY MATHEW
SRI.JITHIN LUKOSE**

RESPONDENT(S):

- 1. STATE OF KERALA
REPRESENTED BY THE SECRETARY TO GOVERNMENT
GENERAL EDUCATION DEPARTMENT
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001.**
- 2. THE DIRECTOR OF PUBLIC INSTRUCTIONS
THIRUVANANTHAPURAM-695001.**
- 3. THE DEPUTY DIRECTOR OF EDUCATION
MALAPPURAM DISTRICT-676505.**
- 4. THE ASSISTANT EDUCATION OFFICER
MANKADA, ANGADIPPURAM-679324, MALAPPURAM.**

R BY GOVERNMENT PLEADER SMT. M.J. RAJASREE

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 08-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1:** TRUE COPY OF THE APPLICATION UNDER RULE 2A OF CHAPTER KER DATED 4.12.2003.
- EXHIBIT P2:** TRUE COPY OF THE JUDGMENT DATED 23.2.2006 IN WPC NO.1592/2006.
- EXHIBIT P3:** TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE PETITIONER BEFORE THE MINISTER OF EDUCATION.
- EXHIBIT P4:** TRUE COPY OF THE REPRESENTATION SUBMITTED BY THE PUZHAKKATIRI PANCHAYATH PRESIDENT BEFORE THE EDUCATION MINISTER DATED 24.1.2007.
- EXHIBIT P5:** TRUE COPY OF THE COMMUNICATION DATED 20.4.2011 ISSUED BY THE 1ST RESPONDENT.
- EXHIBIT P6:** TRUE COPY OF THE ORDER DATED 17.3.2015 ISSUED BY THE 1ST RESPONDENT.
- EXHIBIT P7:** TRUE COPY OF THE ORDER DATED 9.6.2003 ISSUED BY THE 1ST RESPONDENT.

RESPONDENT(S)' EXHIBITS: NIL

// TRUE COPY //

P.A TO JUDGE.

SB

K. VINOD CHANDRAN, J.

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W.P.(C) No.17404 of 2015 - A

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Dated this the 8th day of September, 2015

J U D G M E N T

The issue agitated in the above writ petition is with respect to the upgradation of an L.P. School. The issue is already covered by a judgment of this Court reported in **Manager, L.P.G.S, Veliyam, Kollam v. State of Kerala and other [2015 (3) KHC 703]**, wherein this Court directed the State to ensure that necessary steps are taken for processing the application for opening new school/upgradation of the existing schools, in accordance with the provisions of the Right of Children to Free and Compulsory Education Act, 2009 (for brevity, 'the RTE Act). It is also directed in the aforecited case that the same shall be completed within four months. The very same directions shall apply herein also.

The writ petition is disposed of.

**Sd/-
K. VINOD CHANDRAN,
JUDGE**

SB

// true copy //
P.A to Judge.