

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE P.R.RAMACHANDRA MENON

TUESDAY, THE 6TH DAY OF JANUARY 2015/16TH POUSHA, 19361

WP(C).No. 34536 of 2014 (N)

PETITIONER :

**AVANI SANTHOSH (MINOR)
AGED 36 YEARS, D/O.SANTHOSH, STANDARD 10
SACRED HEART CONVENT GIRLS HIGHER SECONDARY SCHOOL
THRISSUR, REPRESENTED BY HER MOTHER AND NEXT FRIEND
SHEEBA K.S., AGED 36 YEARS, W/O.SANTHOSH,
RESIDING AT KAMBLY HOUSE, PATTIKKAD P.O.,
THRISSUR DISTRICT.**

**BY ADVS.SRI.T.MADHU
SMT.C.R.SARADAMANI**

RESPONDENT(S) :

- 1. THE STATE OF KERALA
REPRESENTED BY ITS SECRETARY TO GOVERNMENT
EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT
THIRUVANANTHAPURAM - 695 001.**
- 2. THE APPEAL COMMITTEE
THRISSUR, REVENUE DISTRICT SCHOOL KALOISAVAM 2014-2015
THRISSUR
REPRESENTED BY ITS CHAIRMAN AND
DEPUTY DIRECTOR OF EDUCATION
THRISSUR, THRISSUR DISTRICT - 680001.**
- 3. THE CHAIRMAN
KERALA SCHOOL KALOISAVAM 2014-2015
REPRESENTED BY ITS GENERAL CONVENER
OFFICE OF THE KERALA SCHOOL KALOISAVAM 2014-2015
KOZHIKODE - 673 001.**

R1 TO R3 BY SR. GOVT. PLEADER SRI. K.C. VINCENT

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 06-01-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Mn

...2/-

WP(C).No. 34536 of 2014 (N)

-----=-----

APPENDIX

PETITIONERS' EXHIBITS :

EXT.P-1: THE TRUE COPY OF THE CERTIFICATE OF MERIT ISSUED BY THE
GENERAL CONVENOR, THRISSUR EAST SUB DISTRICT, KERALA
SCHOOL KALOLSAVAM 2014 – 2015.

EXT.P-2: THE TRUE COPY OF THE PROCEEDINGS DATED 8.12.2014 OF THE 2ND
RESPONDENT.

EXT.P-3: THE TRUE COPY OF THE CERTIFICATE ISSUED BY THE GENERAL
CONVENOR 54TH KERALA SCHOOL KALOLSAVAM 2013 - 2014.

EXT.P-4: THE TRUE COPY OF THE CERTIFICATE ISSUED BY THE GENERAL
CONVENOR 54TH KERALA SCHOOL KALOLSAVAM 2013 - 2014.

RESPONDENT(S)' EXHIBITS : NIL

//TRUE COPY//

P.A. TO JUDGE

Mn

P.R. RAMACHANDRA MENON, J.

W.P(C). No. 34536 of 2014

Dated this the 6th day of January, 2015

J U D G M E N T

The grievance of the petitioner is mainly with regard to the rejection of the appeal preferred against the decision of the 'judging committee' in respect of 'Kerala Nadanam' preformed by the petitioner in the 'School Level Youth Festival'. It is stated that despite the best performance put in by the petitioner, she was awarded only the 5th position with 'A' grade. The case is that, there was some defect in the 'audio system' provided on the stage and that the belated start also adversely affected the performance.

2. Heard the learned Government Pleader as well, who submits on instruction and also with reference to the materials on record, that there is absolutely no merit of bonafides in the writ petition and no defect has been brought to the notice of the 'Stage Manager' and no such event has been reported by the 'Stage Manager' as well. The performance made by all the participants was properly evaluated by the 'judging committee', who were well qualified and experienced. The merit rating was

done strictly in conformity with the relevant guidelines. The learned Government Pleader also points out that, there is substantial difference between the marks obtained by the petitioner and the first prize winner, to an extent of 15.

3. After hearing both the sides, this Court finds that, it is not a fit case to call for interference invoking the discretionary jurisdiction under Article 226 of the Constitution of India.

The writ petition stands dismissed accordingly.

Sd/-

P.R. RAMACHANDRA MENON, JUDGE.