

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.06.2015

CORAM:

THE HON'BLE MR.JUSTICE SATISH K. AGNIHOTRI
AND
THE HON'BLE MR.JUSTICE M.VENUGOPAL

W.P. No.10276 of 2015
and
M.P. Nos.1 and 2 of 2015

Sri Jawanthraj Tejraj Surana Jain Vidyalaya
and Junior College
represented by its Secretary and Correspondent
Mr. Anand P. Surana
No.2, Badrian Garden Lane
Park Town
Chennai 600 003

... Petitioner

vs.

1. The Special Officer
Private Schools Fees Determination Committee
PTA Building
DPI Campus
Chennai 600 006
2. The State of Tamil Nadu
represented by its Secretary
School Education
Fort St. George
Chennai 600 009

... Respondents

Writ Petition filed under Article 226 of the Constitution of India seeking a writ of certiorarified mandamus calling for the records of the first respondent, pertaining to the order of fixation dated 08.12.2014 and quash the same and consequently, direct the respondents to permit the petitioner school to follow the proposed fee structure submitted to the first respondent for the academic years 2013-2014, 2014-2015 and 2015-2016.

For petitioner : Mrs. Hema Muralikrishnan

For respondents : Mr. P. Sanjay Gandhi
Additional Government Pleader

ORDER

(Order of the Court was made by SATISH K. AGNIHOTRI, J.)

The petitioner-school has filed the instant writ petition challenging the order of fee fixation dated 08-12-2014 passed by the first respondent insofar as it relates to the petitioner-school and consequently, direct the respondents to permit the petitioner-school to follow the proposed fee structure submitted to the first respondent for the academic years 2013-2014, 2014-2015 and 2015-2016.

2. The learned Additional Government Pleader appearing for the respondents submits that the first respondent-Committee may be given liberty to re-consider the entire issue again, in the light of the judgment passed by this Court in Lakshmi Matriculation School, etc., v. State of Tamil Nadu and others¹.

3. In that view of the matter, we are not inclined to make any observation on merits, at this stage. The matter is remanded back to the first respondent-Committee to reconsider the entire issue, afresh.

4. The writ petition is disposed of accordingly. No costs. Connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar(CS IV)

//True Copy//

सत्यमेव जयते

Sub Assistant Registrar

cad

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¹ (2012) WLR 489

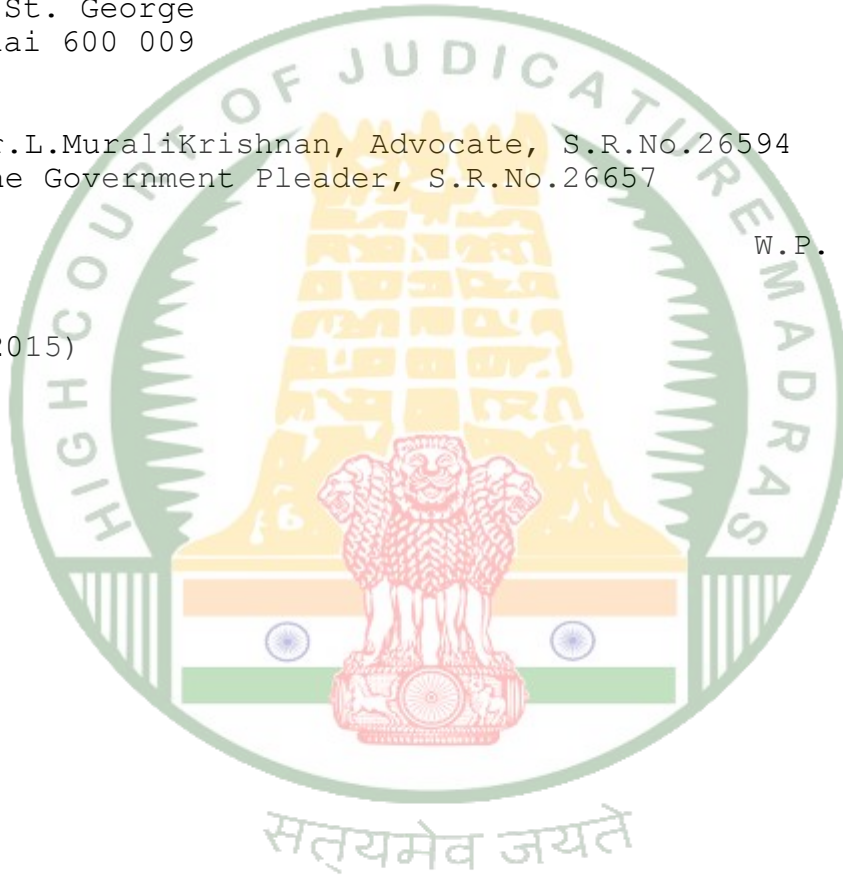
To

1. The Special Officer
Private Schools Fees Determination Committee
PTA Building
DPI Campus
Chennai 600 006
2. The Secretary
School Education
Government of Tamil Nadu
Fort St. George
Chennai 600 009

+1cc to Mr.L.MuraliKrishnan, Advocate, S.R.No.26594
+1cc to the Government Pleader, S.R.No.26657

W.P. No.10276 of 2015

VD(CO)
CA(15/06/2015)



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