

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13-07-2015

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

WRIT PETITION No.18097 of 2015

and

M.P.No.1 of 2015

Franila F Joseph

Minor

Rep. By her father and natural
guardian Dr.Franklin Joseph

... Petitioner

vs

State Board of School Examinations
(Higher Secondary)

Tamil Nadu

Rep. By the Secretary

College Road, Chennai 600 006

... Respondent

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondent to declare the revaluation mark of the petitioner with Registration No.029497 in Chemistry Subject.

For Petitioner : Ms.V.S.Manimekalai

For Respondent : Mr.Rm.Muthukumar
Government Advocate

ORDER

By consent, the writ petition itself is taken up for final disposal.

2.The deponent of the affidavit filed in support of this writ petition viz. the father of the petitioner-student, would state that his daughter has successfully completed Higher Secondary Course during the academic year 2014-2015, and secured 1172 marks out of 1200, and on declaration of results, it was found that she has secured lesser marks in Biology paper, though she has performed well, and she applied for re-totalling and revaluation of the said paper by paying necessary fees and thereafter, she was not favoured with any kind of response and hence, came forward to file this writ petition.

3.Ms.V.S.Manimekalai, learned Counsel appearing for the petitioner, would submit that a duty is cast upon the respondent to inform as to the application submitted by the petitioner for re-totalling and revaluation, and since no such communication has been received from the respondent, the petitioner is constrained to file this writ petition and prays for appropriate orders.

4.Per contra, Mr.Rm.Muthukumar, learned Government Advocate, who accepted notice on behalf of the respondent, would submit that only in the event of modification of mark on revaluation, it will be uploaded in the website viz. scan.tndge.in, and in respect of the Biology paper written by the petitioner, even after re-totalling and revaluation, there is no change of mark and accordingly, the said information is not uploaded in the above said website.

5.In the light of the said submission made by the learned Government Advocate on instructions, nothing survives for adjudication in this writ petition as on today. Therefore, the writ petition is closed. If the petitioner is so advised and if it is available under law, she is at liberty to work out the further remedies in accordance with law. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar(J)

//True Copy//

Sub Assistant Registrar

nsv

To:

The Secretary
State Board of School Examinations
(Higher Secondary)
Tamil Nadu
College Road,
Chennai 600 006

+1cc to the Government Pleader, S.R.No.35403

W.P.No.18097 of 2015

SKV(CO)
CA(10/08/2015)