

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 17-04-2015

CORAM:

THE HONOURABLE MR. JUSTICE SATISH K. AGNIHOTRI
AND
THE HONOURABLE MR. JUSTICE M. VENUGOPAL

W.P.No.3621 of 2015
and M.P.Nos.1 and 2 of 2015

- 1 Sacred Heart International
School (010088) Pamman Marthandam Rep. by
its Chairman Kanyakumari-629 165. Petitioner
- Vs
- 1 The Private Schools Fee
Determination Committee Rep. by its Special
Officer PTA Building DPI Campus College
Raod Chennai-6.
- 2 The Government of Tamilnadu
Rep. by the Secretary Department of School
Education Fort St. George Chennai-9. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for a writ of certiorari fied mandamus calling for the records of the Committee pertaining to the Order of Fixation dated 03-11-2014 on the file of the 1st respondent and quash the same in so far as it relates to the petitioner School and consequently direct the respondents to permit the petitioner School to follow the proposed Fee Structure during the personal hearing on 08-08-2014 for the Academic Years 2014-2015, 2015-2016

For petitioner :: Ms. M. Lalitha for M/s. L. Muralikrishnan

For respondents:: Mr. P. Sanjay Gandhi, AGP

ORDER

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

The petitioner-School has filed this petition praying for a writ of certiorari- fied mandamus calling for the records of the Committee pertaining to the Order of Fixation dated 03-11-2014 on the file of the 1st respondent and quash the same in so far as it relates to the petitioner School and consequently direct the respondents to permit

the petitioner School to follow the proposed Fee Structure during the personal hearing on 08-08-2014 for the Academic Years 2014-2015 and 2015-2016.

2. The learned Additional Government Pleader submits that the 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 view of that, we are not inclined to make any observation on merit at this stage. The matter is remanded back to the Private Schools Fee Determination Committee to reconsider the entire issue, afresh.

4. The writ petition is disposed of accordingly. No costs. The connected miscellaneous petitions are also closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

glp
To

- 1 The Special Officer
The Private Schools Fee Determination Committee
PTA Building DPI Campus
College Road Chennai-6.
- 2 The Secretary , Government of Tamil Nadu
Department of School
Education Fort St. George Chennai-9.

+ 1 cc to Mr.L. Muralikrishnan, Advocate SR.21525

TEJ(CO)
EU 28.04.2015

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1 (2012) WLR 489.