



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 28.07.2015

CORAM:

THE HON'BLE MR.JUSTICE S.MANIKUMAR

AND

THE HON'BLE MR.JUSTICE G.CHOCKALINGAM

W.A. (MD) No.484 of 2014

and

M.P. (MD) No.1 of 2014

in

W.P. (MD) No.14223 of 2012

1.The Director of Elementary School Education,
College Road, Chennai-6.

2.The District Elementary Educational Officer,
Tirunelveli District, Tirunelveli.

3.The Additional Elementary Educational Officer, (AEEO),
Nanguneri, Tirunelveli District.

.. Appellants/Respondents 1 to 3

Vs.

1.K.Yesubalan ... 1st Respondent/Writ petitioner

2.The Correspondent,
St.Valan R.C.Primary School,
Office of the Superintendent of R.C.Schools,
Diocese of Tuticorin, Catholic Bishop House,
Tuticorin. ... 2nd Respondent/4th Respondent

PRAYER: Writ Appeal is filed under Clause 15 of Letters Patent against the order of this Court passed in W.P.(MD)No.14223 of 2012, dated 13.12.2013.

Prayer in WP(MD). 14223/ 2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court To issue a Writ of Certiorarified Mandamus, to call for the records on the files of the 2nd Respondent pertaining to its order in Na.Ka.No.3234/Aa2/12 dated 11.09.2012 and quash the same and consequently direct the respondents 1 to 3 to approve the appointment of the petitioner as Secondary Grade Assistant at the 4th respondent school from the date of appointment that is on 10.03.2010 with all other attendant benefits.

For Appellants : Mr.VR.Shanmuganathan
Special Government Pleader

For R1 : Mr.S.C.Herold Singh



For R2

: Mr.Fr.A.Xavier Arul Raj
Special Government Pleader

JUDGEMENT

(The Judgement of the Court was delivered by
S.MANIKUMAR, J.)

Being aggrieved by an order made in W.P.(MD)No.14223 of 2012, dated 13.12.2013, by which directions have been issued, this writ appeal has been filed by the Director of Elementary School Education and two others.

2.When the matter came up for admission, Mr.VR.Shanmuganathan, learned Special Government Pleader has fairly submitted that the issue is covered by a common Judgment in W.A.(MD)Nos.639 to 642 of 2015 etc. batch, dated 17.06.2015.

3.Submission of the learned Special Government Pleader is placed on record.

4.Recording the submission and in the light of Judgment passed in W.A.(MD)Nos.639 to 642 of 2015 etc., batch, this **writ Appeal** is dismissed. No costs. Consequently, connected Miscellaneous Petition is also dismissed.

Sd/-

Assistant Registrar(AS)

/True copy/

Sub Assistant Registrar

***Corrected order issued.**

To

- 1.The Director of Elementary School Education,
College Road, Chennai-6.
- 2.The District Elementary Educational Officer,
Tirunelveli District, Tirunelveli.
- 3.The Additional Elementary Educational Officer, (AEEO),
Nanguneri, Tirunelveli District.

+one cc to Mr.S.C.Herold Singh, Advocate in SR.No.41996

+one cc to The Special Government Pleader, SR.No. 42273

rj2

Judgment delivered in
W.A.(MD)No.484 of 2014
28.07.2015