

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 26.09.2016

CORAM

THE HONOURABLE Mr.JUSTICE T.S.SIVAGNANAM

WP.Nos.33785 & 33786/2016

P.Rekha ..Petitioner in WP.No.33785/2016

P.Krishnan [minor]
rep.by its Next Friend and his father
Mr.B.Pyareal .. Petitioner in WP.No.33786/2016

Vs

- 1.The Director of School Education
College Road, Chennai.
- 2.The District Educational Officer
Chengalpat, Kancheepuram District.
- 3.The Inspector of Matric Schools
Kancheepuram District, Kancheepuram.
- 4.The Principal Sri Sarada Eashwas Mandir
Matriculation Higher Secondary School
No.4/24, Buddar Street, Pozhichallur
Chennai 600 074. Respondents in both
the writ petitions

Writ petitions filed under Article 226 of the Constitution of India praying for issuance of a writ of mandamus directing the respondents to consider and pass orders within a time frame on the petitioners' representations dated 28.06.2016 for rectifying the error in the Transfer Certificate by correctly mentioning their caste as Kori caste in Serial No.4 of the Transfer Certificate and by writing 'Yes' against Serial No.5[a] of the Transfer Certificate that he belong to Schedule Caste Community.

For Petitioners : Mr.K.Govindaraj
For RR 1 to 3 : Mr.A.N.Thambi Durai
Spl. Government Pleader

COMMON ORDER

Heard Mr.K.Govindaraj, learned counsel appearing for the petitioners ; Mr.A.N.Thambi Durai, learned Special Government Pleader accepting notice on behalf of the respondents 1 to 3 and with the consent on either side, the writ petition is taken up for final disposal.

2 The petitioners seek for considering their representations dated 28.06.2016 for rectifying the error in the Transfer Certificate issued to the petitioners which were issued some time in the year 2015. The petitioners place reliance upon the Community Certificates said to be issued by the Tahsildar, Jhansi, stating that the petitioners belong to Scheduled Caste Community as recognised in the State of Uttar Pradesh.

3 The prayer sought for by the petitioners cannot be granted for the simple reason that the respondents cannot verify the authenticity of the Certificates as they have got no jurisdiction in the matter. Therefore, even though the 2nd respondent has directed the 4th respondent - School to take action, it is a futile direction as the 4th respondent cannot find out the genuinity of the said Certificates. Hence, the prayer sought for, cannot be granted. However, it is open to the petitioners to approach the competent authority for doing so.

4 The writ petitions stand dismissed with the above direction. No costs.

Sd/-
Assistant Registrar(CCC)

//True Copy//

सत्यमेव जयते

Sub Assistant Registrar

To

- 1.The Director of School Education
College Road, Chennai.
- 2.The District Educational Officer
Chengalpat, Kancheepuram District.

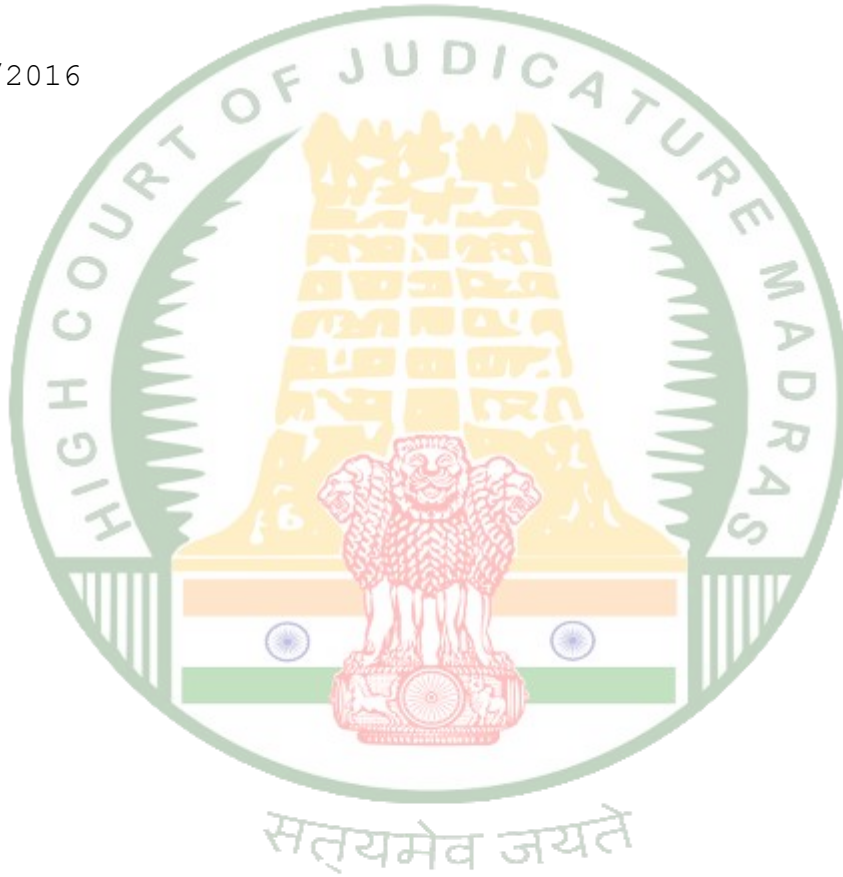
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3.The Inspector of Matric Schools
Kancheepuram District, Kancheepuram.

+1cc to Mr.K.Govindaraj, Advocate Sr.54778
+1cc to Mr.Govindaraj, Advocate sr.55130 [08/11/2016]

WP.Nos.33785 & 33786/2016

nm[co]
srg 21/10/2016



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