

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATE: 11.11.2016
CORAM

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Writ Petition No.39478 of 2016
and WMP.No.33774 of 2016

Eden Garden Nursery & Primary School,
Rep. by its Correspondent,
K.Chinnayan

.. Petitioner

Vs.

1.The Chief Educational Officer,
Thirupur.

2.The District Elementary School
Educational Officer,
Thirupur.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, praying for a writ of Certiorarified Mandamus to call for the for the records of the impugned proceedings dated 08.08.2016 vide. bearing Na.Ka.No.2696/A4/2016 of the 1st respondent and quash the same and further issue direction to the respondents to consider the representation made by the petitioner dated 14.06.2016 for granting permission to run the petitioner school for the current academic year 2016-2017.

For Petitioner : Mr.A.Prabhakaran
For Respondents : Mr.O.R.Maheswaran, GA

O R D E R

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

2.This writ petition is filed by the petitioner, challenging the impugned proceedings dated 08.08.2016 vide. bearing Na.Ka.No.2696/ A4/2016 of the first respondent and to quash the same and consequentially, for issuing a direction to the respondents to consider its representation dated 14.06.2016 for granting permission to run the petitioner school for the current academic year 2016-2017.

3.Heard the learned counsel appearing for the petitioner as well as the learned Government Advocate appearing on behalf of the respondents.

4.It has been very clearly stated in the impugned proceedings of the first respondent dated 08.08.2016, the petitioner's school is being run without permission and they have not even rectified the deficiencies as pointed out by the Special Committee of the Hon'ble Justice K.Sampath. When they have been instructed to transfer the children even in the month of August to any other recognized institutions, they have not obeyed the same. In spite of the same, they have even in their letter, only seeking time to rectify till the next academic year which is against the principle and it is seen from the impugned proceedings dated 08.08.2016, that after 2005, they have been running the school without recognition and not even submitted any documents to the authorities concerned for recognition.

5.In view of the foregoing reasons, this Writ Petition shall stand dismissed. Consequently, connected Miscellaneous Petition is also closed. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

DP

To

1.The Chief Educational Officer,
Thirupur.

2.The District Elementary School
Educational Officer,
Thirupur.

+1 cc to Mr.A.Prabhakaran Advocate sr 65249
+1 cc to Government Pleader sr 65477

WP.No.39478 of 2016
and
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aa08/12/2016