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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 29.09.2016

CORAM:

THE HONOURABLE MR.JUSTICE S.NAGAMUTHU

AND

THE HONOURABLE MR.JUSTICE M.V.MURALIDARAN

W.P.[MD].No.7389 of 2014

and

M.P.Nos.1 to 3 of 2014

PASTOR G. NELLAIKUMAR FOUNDER
& MANAGING TRUSTEE INTERNATIONAL YOUTH
FELLOWSHIP IN CHRIST
NEW NO. 1/97 OLD NO.1/113-A
KALVILLAI ROAD MEIGNANAPURAM,
TUTICORIN DISTRICT.

: Petitioner

-Vs-

- 1 THE SECRETARY TO GOVERNMENT
OF TAMILNADU EDUCATION DEPARTMENT
FORT ST. GEORGE, CHENNAI 600 009.
- 2 THE DIRECTOR OF SCHOOL
EDUCATION HIGH SECONDARY EDUCATION
COLLEGE ROAD, CHENNAI-06.
- 3 THE DIRECTOR OF SCHOOL
EDUCATION SECONDARY EDUCATION,
COLLEGE ROAD, CHENNAI -06.
- 4 THE CHIEF EDUCATIONAL OFFICER,
C.V. GOVERNMENT OF HIGHER SECONDARY SCHOOL
CAMPUS, TUTICORIN,
TUTICORIN DISTRICT.
- 5 THE DISTRICT EDUCATIONAL OFFICER,
C.V. GOVERNMENT OF HIGHER SECONDARY
SCHOOL CAMPUS, TUTICORIN,
TUTICORIN DISTRICT.
- 6 C.S.I. AMBROSE HIGHER
SECONDARY SCHOOL, MEIGNANAPURAM,
TUTICORIN DISTRICT.
- 7 ELIOT TUXFORD GIRLS HIGHER
SECONDARY SCHOOL,
MEIGNANAPURAM,
TUTICORIN DISTRICT.
- 8 STATE COMMISSIONER FOR
PROTECTION OF CHILD RIGHTS BY ITS
CHAIRPERSON NO.183/1 PERIYAR EVR ROAD
POONAMALLEE HIGH ROAD CHENNAI-600 010.

: Respondents



[R-8 impleaded as per order dated 02.07.2014 in M.P.(MD).
No.3/2014]

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the respondents to re-examine the claim of the institutions schools which had been granted recognition subject to fulfillment of conditions as also the claim of institution schools having temporary recognition who had applied or are yet to apply for continuance of recognition or whose applications are pending and direct the respondent to accord recognition strictly in accordance with law as prescribed under the Tamilnadu Private Schools Regulations Act 1973 and Rules 1974, the Tamilnadu minority Schools recognition and payment of grant rules 1977 and the right to free and compulsory education Act and to permit Schools having recognition alone to admit students in the course of study and to treat the rest of the students of the unrecognized schools as private candidates for the ensuing Government examinations as and when due.

For Petitioner : Mr.M.Joseph Thatheus Jerume

For Respondent Nos.1 to5 : Mr.M.Govindan
Special Government Pleader

For Respondent Nos.6&7 : G.Prabhu Rajadurai

O R D E R

[Order of the Court was made by **S.NAGAMUTHU, J.**]

The learned counsel for the petitioner sought permission of this Court to withdraw the Writ Petition with liberty to work out his remedy in respect of the individual schools. He has also made an endorsement to that effect.

2. In view of the above, the Writ Petition is dismissed as withdrawn with liberty as prayed for. No costs. Consequently, connected Miscellaneous Petitions are closed.

Sd/-

Assistant Registrar(Crl.Side)

/True Copy/

Sub Assistant Registrar

To

1 THE SECRETARY TO GOVERNMENT
OF TAMILNADU EDUCATION DEPARTMENT
FORT ST. GEORGE, CHENNAI 600 009.



2 THE DIRECTOR OF SCHOOL
EDUCATION HIGH SECONDARY EDUCATION,
COLLEGE ROAD, CHENNAI-06.

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3 THE DIRECTOR OF SCHOOL
EDUCATION, SECONDARY EDUCATION,
COLLEGE ROAD,
CHENNAI -06.

4 THE Chief Educational Officer,
C.V. GOVERNMENT OF HIGHER SECONDARY SCHOOL
CAMPUS, TUTICORIN, TUTICORIN DISTRICT.

5 THE DISTRICT EDUCATIONAL OFFICER,
C.V. GOVERNMENT OF HIGHER SECONDARY
SCHOOL CAMPUS, TUTICORIN,
TUTICORIN DISTRICT.

+1 cc to Mr.G.Prabhu Rajadurai, Advocate in SR No.57385
+1 cc to Mr.M.Joseph Thatheus Jerum, Advocate in SR No.57536
+1 cc to the Spl.Govt.Pleader in SR No.57796

ORDER MADE IN
W.P.[MD].No.7389 of 2014
29.09.2016

nb
anr/ss2/25.10.2016/3p/9c