



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Thursday, the Twenty Eighth day of January Two Thousand Sixteen

PRESENT

The Hon`ble Mr.Justice D.HARIPARANTHAMAN

WEB COPY

WMP(MD) No.1535 of 2016
IN
WP(MD) No.1784 of 2016

SR.J.KANISTA, D/O.JOSEPH
ST.ALOYSIUS GIRLS HIGHER SECONDARY SCHOOL,
THOOTHUKUDI 628 001,
THOOTHUKUDI DISTRICT.

... PETITIONER/PETITIONER

Vs

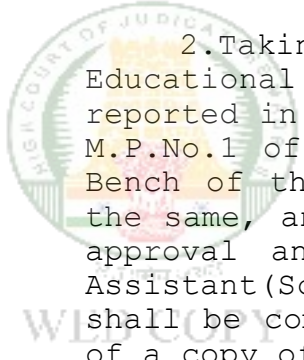
- 1 THE GOVERNMENT OF TAMILNADU
REP. BY ITS ADDITIONAL CHIEF SECRETARY,
DEPARTMENT OF SCHOOL EDUCATION,
FORT.ST.GEORGE, CHENNAI 9
- 2 THE DIRECTOR OF SCHOOL EDUCATION,
DPI CAMPUS, COLLEGE ROAD, CHENNAI 6
- 3 DISTRICT ELEMENTARY EDUCATIONAL OFFICER,
THE OFFICE OF THE DISTRICT ELEMENTARY EDUCATIONAL OFFICER,
THOOTHUKUDI 628 001
- 4 ASSISTANT ELEMENTARY EDUCATIONAL OFFICER,
THE OFFICE OF THE ASSISTANT ELEMENTARY EDUCATIONAL OFFICER,
THOOTHUKUDI 628 001
- 5 THE CORRESPONDENT,
ST.ALOYSIUS GIRLS HIGHER SECONDARY SCHOOL,
THOOTHUKUDI 628 001,
THOOTHUKUDI DISTRICT

... RESPONDENTS/RESPONDENTS

Petition praying that in the circumstances stated therein and in the affidavit filed therewith the High Court will be pleased to grant an order of interim direction to the respondents to pay salary to the petitioner, by according temporary approval to her appointment as B.T.Assistant (Science) in St.Aloysius Girls Higher Secondary School, Thoothukudi 628 001, Thoothukudi District, w.e.f. 06.02.2014, pending disposal of the above WP.

ORDER : This petition coming on for orders upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.DR.FR.A.XAVIER ARULRAJ, Advocate for the petitioner and of MR.T.S.MOHAMMED MOHIDEEN, learned Additional Government Pleader takes notice for the respondents 1 to 4, the court made the following order:-

<https://hcservices.mca.gov.in/McaServices> Mr.T.S.Mohideen, learned Additional Government Pleader takes notice for the respondents 1 to 4. Issue Notice to the fifth respondent.



2. Taking into account the judgment of the Apex Court in Pramati Educational and Cultural Trust and others Vs. Union of India and others, reported in (2014) 4 MLJ 486 (SC), and also the order dated 03.06.2015 in M.P.No.1 of 2015 in W.P.No.14072 of 2015, and the order of the Division Bench of this Court dated 14.09.2015 in W.A.No.1299 of 2015, confirming the same, an interim direction as prayed for is issued to grant temporary approval and pay salary to the petitioner, who is working as a B.T Assistant (Science) in the fifth respondent school. The interim direction shall be complied, within a period of six weeks from the date of receipt of a copy of this order.

sd/-
28/01/2016

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE ADDITIONAL CHIEF SECRETARY,
GOVERNMENT OF TAMILNADU
DEPARTMENT OF SCHOOL EDUCATION,
FORT.ST.GEORGE, CHENNAI 9
 - 2 THE DIRECTOR OF SCHOOL EDUCATION,
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 - 3 DISTRICT ELEMENTARY EDUCATIONAL OFFICER,
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THOOTHUKUDI 628 001
 - 4 ASSISTANT ELEMENTARY EDUCATIONAL OFFICER,
THE OFFICE OF THE ASSISTANT ELEMENTARY EDUCATIONAL OFFICER,
THOOTHUKUDI 628 001
- +1. C.C. to M/S.DR.FR.A.XAVIER ARULRAJ Advocate SR.No. 5114

ORDER
IN
WMP(MD) No.1535 of 2016
IN
WP(MD) No.1784 of 2016
Date :28/01/2016

NBI
TE/SKS-RR/SAR-I : 02/02/2016 : 2P/6C