

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Special Original Jurisdiction)

Tuesday, the Twenty Sixth day of June Two Thousand Eighteen

PRESENT

THE HON`BLE MR JUSTICE S.M.SUBRAMANIAM

WMP.NO.2118 OF 2017

& WMP.NOS.29618 & 29619 OF 2017 IN

W.P.NO.27669 OF 2017

1 THE STATE OF TAMILNADU, [PETITIONER IN WMP.2118/17 AND
REP.BY ITS SECRETARY TO GOVERNMENT, 1 TO 4 RESPONDENTS IN
SCHOOL EDUCATION DEPARTMENT, WMP.29618 & 29619/17]
SECRETARIAT, FORT ST.GEORGE, IN W.P.NO.27669 OF 2017]
CHENNAI 600 009.

2 THE DIRECTOR OF SCHOOL EDUCATION,
COLLEGE ROAD, CHENNAI 600 006

3 THE CHIEF EDUCATIONAL OFFICER,
ARIYALUR, ARIYALUR DISTRICT.

4 THE HEAD MASTER,
GOVERNMENT HIGHER SECONDARY SCHOOL,
KALLATHUR THANDALAI,
ARIYALUR DISTRICT 621 803.

1 S.KALIYAMOORTHY [1 & 2 RESPONDENTS IN WMP.NO.2118/18 AND
PETITIONER IN WMP.29618 & 29619/17 IN
WP.NO.27669/17]

2 THE REGISTIONAL [5TH RESPONDENT IN WMP.29618 & 29619/17 IN
ACCOUNTS OFFICER (AUDIT) WP.27669/17]
SCHOOL EDUCATION DEPARTMENT,
COIMBATORE 641 001.

Petition praying that in the circumstances stated therein
and in the affidavit filed therewith the High Court will be pleased
to

pass an order of stay of the operation of Notification
No.1/2017, 2/2017 & 3/2017 Service Tax dated 12.1.2017 issued in so
far as the Members of the petitioner Association (in
WMP.No.2118/17) pending disposal of the present writ petition
27669/17

(ii)to dispense with the production of original impugned proceedings issued by the 5th Respondent in Na.Ka. No.1341/ Thi 21/ 2017 dated 05.05.2017 (in WMP.No.29618/17 and;

(iii)to grant an order of interim stay of operation of the impugned proceedings issued by the 5th Respondent in Na.Ka. No.1341/ Thi 21/ 2017 dated 05.05.2017 (in WMP.No.29619/18) pending disposal of the above writ petition 27669/18 respectively.

Order : These petitions coming on for orders upon perusing the petitions and the respective affidavits filed in support thereof and upon hearing the arguments of M/S.A.SRIJAYANTHI Special Government Pleader for PETITIONER IN WMP.2118/17 AND1 TO 4 RESPONDENTS IN WMP.29618 & 29619/17 IN W.P.NO.27669 OF 2017 and M/S.R.N.AMARNATH Advocate for the 1 & 2 RESPONDENTS IN WMP.NO.2118/18 AND PETITIONER IN WMP.29618 & 29619/17 IN WP.NO.27669/17 the court made the following order:-

Interim order granted by this Court on 30.10.2017 in respect of recovery alone in WMP.No.29619 of 2017 is made absolute. Consequently, the vacate stay petition in WMP.No.2118 of 2018 in W.P.No.27669/2017 is dismissed.

Post the writ petition along with connected matters.

-sd/-
26/06/2018
/ TRUE COPY /

Sub Assistant Registrar (Statistics / C.S.)
High Court, Madras - 600 104.

TO

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

2 THE DIRECTOR OF SCHOOL EDUCATION,
COLLEGE ROAD, CHENNAI 600 006

3 THE CHIEF EDUCATIONAL OFFICER,
ARIYALUR, ARIYALUR DISTRICT.

4 THE HEAD MASTER,
GOVERNMENT HIGHER SECONDARY SCHOOL,
KALLATHUR THANDALAI,
ARIYALUR DISTRICT 621 803.

2 THE REGIONAL
ACCOUNTS OFFICER (AUDIT)
SCHOOL EDUCATION DEPARTMENT,
COIMBATORE 641 001.

C.C. to M/S.R.N.AMARNATH Advocate SR.No.7390

The Government Advocate, High Court, Madras - 104.

Order

in
MP.NO.2118 OF 2017
& WMP.NOS.29618 & 29619 OF 2017 IN
W.P.NO.27669 OF 2017
Date :26/06/2018

From 26.2.2001 the Registry is issuing certified
copies of the Interim Orders in this format
SDR 29.06.2018