

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 04.01.2017

CORAM:

THE HON'BLE MR. JUSTICE D.KRISHNAKUMAR

W.P.No.2184 of 2011

& M.P.Nos.2 and 3 of 2011

Paruchuri Global Foundation
rep. By its Founder
Mr.Paruchuri Surendra Kumar

... Petitioner

- Vs -

1. Chief Educational Officer,
Krishnagiri District,
Krishnagiri.
- 2.The Head Master
Govt. Higher Secondary School,
Uddanapalli Village,
Krishnagiri District.

... Respondents

The writ petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus calling for the records relating to the impugned order dt.20.1.2011 Ref.Na.Ka.6141/A9/ 2010 passed by the first respondent and quash the same and all consequential proceedings thereof and consequently direct the respondent authorities and their subordinates officials to render all assistance to the petitioner foundation to accomplish their valuable development activities being carried out by the petitioner trust under the MOU dt.6.10.2009 in the 2nd respondent school.

For Petitioner : Mr.S.Thankasivan
For Respondents : Mr.P.Rajalakshmi, GA

ORDER

The petitioner has filed the present writ petition challenging the impugned order of the first respondent dated 20.01.2011 in Ref.Na.Ka.6141/A9/ 2010 and to quash the same.

2. It is seen that a Memorandum of Understanding had been entered into between the petitioner and the first respondent herein on 06.10.2009 and the said Memorandum of understanding was valid only for a period of five years. This writ petition was admitted on 01.02.2011 and an order of interim stay was granted in M.P.No.2 of 2011 by this court, on the same day. Though a petition in M.P.No.3 of 2011 for vacating the interim order had been filed 12.04.2011, no order had been passed in the said application.

3. Now, this writ petition had been taken up for final hearing after seven years. The aforesaid period of five years of the Memorandum of Understanding had already been expired and hence, this Court is of the view that nothing survives for further adjudication in this matter. Hence, this writ petition is dismissed as having become infructuous. However, it is always open to the petitioner to agitate his grievance before the appropriate forum in a manner known to law.

4. Granting such liberty to the petitioner, this writ petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar

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सत्यमेव जयते
Sub Assistant Registrar

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To,

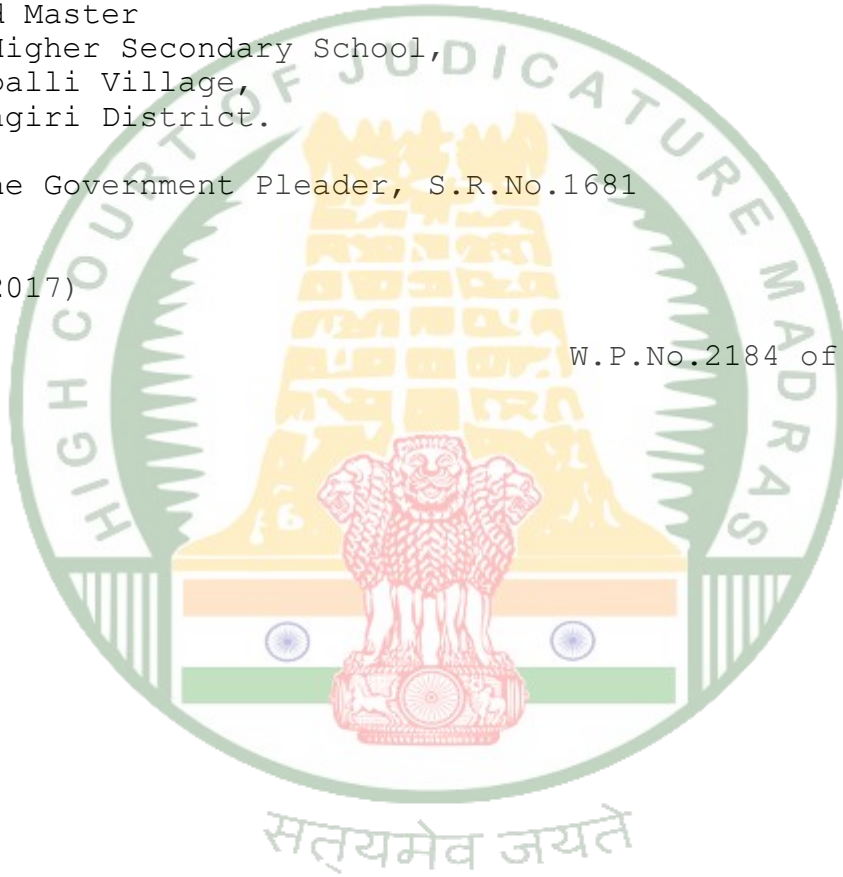
1. Chief Educational Officer,
Krishnagiri District,
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2. The Head Master
Govt. Higher Secondary School,
Uddanapalli Village,
Krishnagiri District.

+lcc to the Government Pleader, S.R.No.1681

ppa (CO)
md(14/02/2017)

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