



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.08.2017

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE K.K.SASIDHARAN
and
THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD) No.9702 of 2017

and

W.M.P.(MD) No.7453 & 7454 of 2017

T.Vadivel

... Petitioner

-vs-

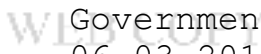
- 1.The Principal Secretary to Government of Tamil Nadu,
School Education Department,
Fort St.George, Chennai 600 009.
- 2.The Director of Elementary Education,
Chennai.
- 3.The District Elementary Education Officer,
Virudhunagar District, Virudhunagar.
- 4.The Assistant Elementary Education Officer,
Kariyapatti, Virudhunagar District.
- 5.The District Collector,
Virudhunagar District, Virudhunagar.
- 6.Serva Seva Schools Child &
Women Welfare Programme of ASSEFA,
No.1, Lady Doak College Road,
Madurai - 625 002.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari and Mandamus, calling for the records of the first respondents in Government Letter No.27911/Tho.Ka.2(1)/2016-1, dated 06.03.2017 and quash the same and consequently direct the respondents to take over the management of the school at Kallampirambu, Virudhunagar District at once.

For Petitioner

: Mr.P.Ganapathi Subramanian



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The writ petitioner is aggrieved by the stand of the Government as reflected in the impugned Government letter dated 06.03.2017 that it is not possible to absorb the private school being run by the sixth respondent as a Government School.

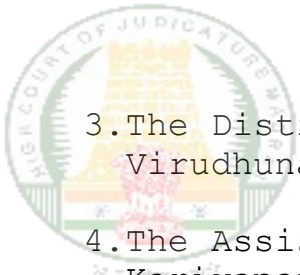
3. We are of the view that the writ petitioner cannot compel the Government to take over a private institution. This is because it will have financial consequences. Since the interest of the children are involved, the Government has come forward with a proposal to accommodate the children in the nearby Government Schools, which is perfectly reasonable.

Sd/-
Assistant Registrar (Writs)

Sub Assistant Registrar

1.The Principal Secretary to Government of Tamil Nadu,
School Education Department,
Fort St.George, Chennai 600 009.

<https://hcservices.accounts.gov.in/hcservices/>



3.The District Elementary Education Officer,
Virudhunagar District, Virudhunagar.

4.The Assistant Elementary Education Officer,
Kariyapatti, Viruthunagar District.

5.The District Colleelector,
Virudhunagar District,
Virudhunagar.

+1cc to M/S.P.GANAPATHI SUBRAMANIAN, Advocate SR.No.72273
+1cc to Special Government Pleader, SR.No. 72612

km/dss

MAS/SKN-RSK/SAR2:13.10.2017:3P-8C

W.P.(MD) No.9702 of 2017 &
W.P.(MD)No.12166 of 2017
10.08.2017