



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
Dated : 07.08.2017

WEB COPY

CORAM :
THE HONOURABLE MR. JUSTICE K.K. SASIDHARAN
AND
THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

W.P (MD) No. 6617 of 2016

Prof M.Kanagaraju

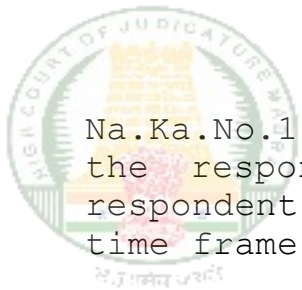
: Petitioner

Vs.

1. The Principal Secretary to
Government of Tamil Nadu,
Department of School Education,
Fort St. George,
Chennai.
2. The District Collector,
Dindigul District,
Dindigul.
3. The Director of School Education,
O/o/ director of School Education,
DPI Campus,
Chennai.
4. The Joint Director of School Education,
O/o. The Chief Educational Officer,
Dindigul District.
5. The Chief Educational Officer,
O/o. The District Educational Officer,
Dindigul District.
6. The District Educational Officer,
O/o. The District Educational Officer,
Dindigul District.
7. The Guruvappa Higher Secondary School,
Represented by its Secretary M. Rajkumar,
Nikkaranpatti, Palani Taluk,
Palani Taluk, Dindigul.

: Respondents

Prayer : Writ Petition is filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Mandamus, directing the respondents 1 to 6 to conduct an enquiry and initiate appropriate action against the seventh respondent in light of the proceedings of fifth respondent in



Na.Ka.No.1800/A4/2012, dated 28.06.2012 and consequently direct the respondents 1 to 6 recover the money from the seventh respondent and return the same to the school children within the time frame.

WEB COPY

For Petitioner : Mr.T.Lajapathi Roy

For Respondents : Mr.M.Govindan, Spl.GP for R.1 to R.6

Mr.J.lawrance for R7

O R D E R

(Order of the Court was made by **G.R.SWAMINATHAN, J.**)

The writ petitioner alleged that the seventh respondent school has collected amounts in excess of the prescribed fees permits to students.

2.According to the writ petitioner, an enquiry was already conducted and that the enquiry revealed violation of the statutory provisions and that the school management also refunded the excess amounts collected from the students.

3.In view of the submission that the excess amounts have been refunded, the second part of the writ prayer for recovery of the excess amount from school management does not survive. The seventh respondent school has filed counter affidavit and very serious allegations have been made against the writ petitioner.

4.In view of the stand taken by the department as well as the school management to the effect that the excess amounts have been refunded to the students, we did not want to go into the matter further. It is of course open to the authorities to take appropriate action in accordance with law.

5.The Writ Petition is accordingly disposed of. No costs.

Sd/-

Assistant Registrar

/True copy/

Sub Assistant Registrar

To

1.The Principal Secretary
to Government of Tamil Nadu,
Department of School Education,
P.O. St. George,
Chennai.



2.The District Collector,
Dindigul District,
Dindigul.

3.The Director of School Education,
O/o/ director of School Education,
DPI Campus,
Chennai.

4.The Joint Director of School Education,
O/o.The Chief Educational Officer,
Dindigul District.

5.The Chief Educational Officer,
O/o. The District Educational Officer,
Dindigul District.

6.The District Educational Officer,
O/o. The District Educational Officer,
Dindigul District.

+1cc to Mr.J.Lawrence,Advocate,SR.71247

+1cc to Mr.T.Lajapathiroy,Advocate,SR.71052

+1cc to M/S.Special Government Pleader,SR.71491

W.P (MD) No.6617 of 2016
07.08.2017

TSG/SKM

KK/SV MMS/SAR3-22.08.2017-3P-10C