

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :16.02.2018

CORAM

THE HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.24129 of 2007

and

M.P.No.2 of 2007

C.Baskaran

..Petitioner

vs

1.The State of Tamil Nadu,
Rep.by its Secretary,
School Education Department,
Fort St.George, Chennai - 600 009.

2.The Director of School Education,
DPI Campus,
College Road, Chennai - 600 006.

3.The President,
Parents Teachers Association,
Sevathur Panchayat Union School,
Sevathur, Tirupattur Taluk,
Vellore District.

..Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, calling for the records of the impugned order passed by the 1st respondent in Government(Nilai) Order No.130 dated 14.06.2007 as far as it relates to item 83 of the Annexure to the G.O, Sevathur Panchayat Union Middle School, Kandili Panchayat Union, Vellore District is concerned and quash the same there by direct the respondent to consider upgrading the Sevathur Pudur Panchayat Union Middle School, Kandili Panchayat Union, Vellore District into a High School.

For Petitioner : Mr.V.Jeevagiridharan

For RR1 & R2 : Mr.C.Munusamy
Special Government Pleader
(Education)

O R D E R

This writ petition has been filed, challenging the order of the 1st respondent dated 14.06.2007 and consequently, directing the respondents to consider the request of the petitioner by upgrading the Sevathur Pudur Panchayat Union Middle School, Kandili Panchayat Union, Vellore District into a High School.

2.However, when the matter was taken up for consideration, the learned counsel for the petitioner submitted that the petitioner would be satisfied, if a direction is given to the respondent to consider the request of the petitioner, on submitting a fresh representation by the petitioner, for which, the learned Special Government Pleader appearing for the respondents has no serious objection.

3.Considering the facts and circumstances of the case and having regard to the submission made by the learned counsel on either side, the petitioner is permitted to submit a fresh representation to the respondents with regard to the upgradation of the petitioner school within a period of two weeks from the date of receipt of a copy of this order. On such submission, the respondents shall consider the same and pass appropriate orders on merits and in accordance with law, after affording an opportunity of personal hearing to the petitioner within a period of six weeks thereafter.

4.Accordingly, the writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is also closed.

Sd/-
Assistant Registrar (CS-VIII)

//True Copy//

सत्यमेव जयते
Sub Assistant Registrar

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To

- 1.The Secretary, The State of Tamil Nadu,
School Education Department,
Fort St.George, Chennai - 600 009.
 - 2.The Director of School Education,
DPI Campus, College Road, Chennai - 600 006.
- + 1 cc to Mr. V. Jeevagiridharan, AdvocateSr.12287
+ 1 cc to the Government Pleader Sr.12650

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PA(CO)
EU(14/03/2018)