

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 5.10.2018

CORAM
THE HONOURABLE MR.JUSTICE HULUVADI G.RAMESH
AND
THE HONOURABLE MR.JUSTICE K.KALYANASUNDARAM

W.A.No.2209 of 2018
and
C.M.P.No.17296 of 2018

- 1 THE GOVERNMENT TAMIL NADU
REP. BY SECRETARY TO GOVERNMENT
SCHOOL EDUCATION DEPARTMENT
SECRETARIAT CHENNAI-600 009
- 2 THE DIRECTOR OF SCHOOL EDUCATION
NUNGAMBAKKAM CHENNAI-600 006
- 3 THE CHIEF EDUCATIONAL OFFICER
TIRUVANNAMALAI
TIRUVANNAMALAI DISTRICT. ...Appellants

Versus

K.SUNDARAMOORTHY ...Respondent

Prayer: Writ Appeal filed under Clause 15 of the Letters Patent against the order dated 18.4.2013 passed in W.P.No.28874 of 2012 on the file of this court. Petition filed under Article 226 of the Constitution of India directing the respondents to include the name the petitioner in the panel as on 1.1.2012 for promotion as Tamil Pandit in the appropriate place therein and to promote him as such with retrospective effect from the date of promotion of his immediate junior with consequential benefits.

For appellant : Mr.C.Munusamy
Special Government Pleader (Edu.)

JUDGMENT

(Judgment of the court was made by HULUVADI G.RAMESH, J.)

Heard the learned Special Government Pleader appearing for the appellants for some time.

2. The non-consideration of the respondent herein for the promotion to the post of Tamil Pandit on the ground that he is not qualified under the education pattern of 10+2+3 gave rise to the writ petition and the direction issued by the learned Single Judge to consider the candidature of the respondent herein, by

holding that the Diploma in Teacher Education possessed by the respondent herein is held to be equivalent to the qualification of "+2" resulted in filing of the writ appeal by the State.

3. Factual aspects being so, it appears that subsequently, the Government has passed G.O.Ms.No.165 (School Education) Department dated 15.10.2014 accepting the two year Diploma course as a qualified course to pursue the Degree. In that view of the matter, this writ appeal becomes redundant. Accordingly, the writ appeal is disposed of, while confirming the order passed by the learned Single Judge. No costs. The connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

ssk.

To:

- 1.THE SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT
SECRETARIAT CHENNAI-600 009
- 2.THE DIRECTOR OF SCHOOL EDUCATION
NUNGAMBAKKAM CHENNAI-600 006
- 3.THE CHIEF EDUCATIONAL OFFICER
TIRUVANNAMALAI
TIRUVANNAMALAI DISTRICT.

+1cc to the Government Pleader, S.R.No.69184

W.A.No.2209 of 2018

VD(CO)

rrs 04/12/2018

WEB COPY