



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.07.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) No.15136 of 2018

WEB COPY

St.Francis De Paul Matriculation School
rep.by its Correspondent G.Sarvesh
Arasankulam Village
Vadaku Ariyanayagipuram Post
Cheranmahadevi Taluk
Tirunelveli District

... Petitioner

vs.

1.The Director of Government Examinations
DPI Campus, College Road
Chennai-600 006

2.The Director of Matriculation Schools
DPI Campus, College Road
Chennai-600 006

3.The Chief Educational Officer
Tirunelveli District, Tirunelveli

4.The Deputy Director of Town
and Country Planning
Tirunelveli

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the fourth respondent to dispose the application of the petitioner school dated 07.11.2017 and 22.11.2017 seeking building plan approval and building license to the petitioner school situate in 3 acres of land comprised in Sy.Nos.649/2A2 & 649/2B of Arasakulam Village, Vadaku Ariyanayakipuram Village, Panchayat, Cheranmahadevi Taluk, Tirunelveli District, within a stipulated time.

For Petitioner : Mrs.L.Victoria Gowri
For Respondents : Mr.S.Nagarajan
Special Government Pleader

O R D E R

Mr.S.Nagarajan, learned Special Government Pleader, takes notice for the respondents.

2. By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

3. It is the grievance of the petitioner-School that their applications dated 07.11.2017 and 22.11.2017 seeking for building plan approval and building license, have not been disposed by the



respondents till date and therefore, they have filed the present writ petition.

4. This Court has not expressed any of its view with regard to the merits of the applications made by the petitioner. It is needless to point out that whenever an application of this nature is made, the respondents are duty bound to dispose the same in one way or the other. Non-disposal of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to dispose the petitioner's applications within a stipulated time.

5. In view of the limited prayer sought for in this writ petition, there shall be a direction to the fourth respondent to dispose the petitioner's applications dated 07.11.2017 and 22.11.2017 on its own merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner as well as to the persons who may be interested in the subject matter.

6. With the above direction, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (AS)

/True Copy/

Sub Assistant Registrar (CS-IV)

To:

1. The Director of Government Examinations,
DPI Campus, College Road,
Chennai-600 006.

2. The Director of Matriculation Schools,
DPI Campus, College Road,
Chennai-600 006.

3. The Chief Educational Officer,
Tirunelveli District, Tirunelveli.

4. The Deputy Director of Town
and Country Planning, Tirunelveli.

+1CC to M/s.L.Victoria Gowri Advocate in SR.No.72988.

KRK

DS/SKN/SAR-4:24.07.2018: 2P/6C

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