

HON'BLE SRI JUSTICE P. KESHA RAO

WRIT PETITION No.2795 of 2015

ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader appearing for the respondents.

The prayer sought in the writ petition is as under:

“... to issue a writ, order or direction, more particularly one in the nature of writ of mandamus directing the respondents to allot the centre for conducting SSC examinations by continuing the allotment initially granted in the year 2009 by considering the representation made by the petitioner's school to the respondents on 09.02.2015 by declaring the action of the respondents in not communicating the proceedings of allotment of centre to the petitioner's school without any valid reasons is illegal, arbitrary, unjust and improper.”

The case of the petitioner school is that it was established in the year 1999 as a Montessori school and developed as primary school in the year 2003 and as high school up to 10th class in the year 2006. The petitioner school is the first high school in Moinabad locality situated on the main road having all the facilities. After considering the facilities available, the petitioner school was allotted as a centre for conducting SSC public examination by allotting about 150 students to the petitioner school in the year 2009 vide allotment letter dated 03.03.2009 by the 2nd respondent. Likewise, the petitioner school was allotted as a centre from 2009 to 2014. However, the petitioner school was not chosen as a centre for SSC examinations in the month of March 2015. Questioning the same, the present writ petition is filed.

Learned counsel for the petitioner reiterated the contents of the affidavit filed in support of the writ petition.

Learned Government Pleader appearing for the respondents raised the question of maintainability of the writ petition itself on the ground that the petitioner school has no vested right to insist upon the respondents to allot it as a centre for SSC examinations.

Having heard both the counsel and from a perusal of the material on record, this Court is in agreement with the contention raised by the learned Government Pleader that the propriety of the petitioner school does not warrant for insisting the respondents to allot it as a centre for conducting SSC examinations. In fact, it is for the respondent authorities to select the centres depending on the need and feasibility and convenience of the students appearing for the examination. In that view of the matter, this Court is of the opinion that there are no merits in the writ petition and the same is liable to be dismissed.

Accordingly, the writ petition is dismissed. No costs.

Miscellaneous petitions, if any, shall also stand dismissed.

Date: 23.11.2018.
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P. KESHA RAO, J