



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.06.2019

CORAM:

THE HONOURABLE MR.JUSTICE **S.M.SUBRAMANIAM**

W.P. (MD) No.22505 of 2015

and

M.P. (MD) No.1 of 2015

D.Arul Singh Gnana Selvaraj

... Petitioner

Vs

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

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

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

4.The District Educational Officer,
Thoothukudi, Thoothukudi District.

5.The Secretary,
A.P.C.Veerabahu High School,
Pudhupatti - 628 851,
Thoothukudi District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the fourth respondent District Educational Officer to approve forthwith the appointment of the petitioner as B.T. Assistant in Science in the fifth respondent school namely, A.P.C. Veerabahu High School, Pudhupatti, w.e.f. The date of petitioner's appointment viz., 04.10.2012 with all the attendant benefits including the arrears of salary and allowance.

For Petitioner : Mr.T.Cibi Chakraborty

For Respondents 1 to 4 : Mrs.S.Srimathi
Special Government Pleader

For 5th Respondent : Mr.T.Lajapathi Roy

ORDER

The relief sought for in the present writ petition is to direct the fourth respondent to approve forthwith the appointment of the writ petitioner as B.T.Assistant (Science) in the fifth respondent school.

2.The learned counsel for the petitioner states that during the pendency of the writ petition, the appointment of the writ petitioner has been approved by the Competent Educational Authority. The Education Department filed a writ appeal and in the writ appeal, the Honourable Division Bench directed the Department to release the grant-in-aid salary to the writ petitioner. In this regard, the writ petitioner has also submitted a representation to the respondents. It is needless to state that once an approval of appointment is granted, the Competent Educational Authority as well as the Management should disburse the salary to the Teacher without any further lapse of time.

3.The learned counsel for the petitioner admits that the salary was already disbursed in respect of the period from 01.05.2017. However, the salary due earlier is yet to be paid to the writ petitioner. Thus the respondents are directed to initiate all steps to settle the entire salary in accordance with the orders of the Court and as well as the approval of the appointment as expeditiously as possible.

4.With the above direction, this writ petition is disposed of. No Costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (Crl Side)

// True Copy //

Sub Assistant Registrar(CS)

To

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

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

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

4.The District Educational Officer,
Thoothukudi, Thoothukudi District.

+1cc to M/s.ISAAC CHAMBERS, Advocate, SR.No. 69544

+1cc to Mr.T.LAJAPATHI ROY, Advocate, SR.No. 69330

+1cc to M/s.Special Government Pleader, SR.No. 69637

W.P. (MD) No.22505 of 2015

and

M.P. (MD) No.1 of 2015

PNN/MRN

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