



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.06.2019

CORAM:

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P. (MD) No.4506 of 2015

and

M.P. (MD) Nos.1 & 2 of 2015

J.Nalina Navaroj

... Petitioner

vs.

1.The State of Tamilnadu
rep.by its Secretary
Department of School Education
Fort St.George, Chennai-08

2.The Teachers Recruitment Board
rep.by its Chairman
4th Floor, EVK Sampath Malikai
DPI Compound, College Road
Chennai-600 006

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of mandamus directing the respondents herein to consider the petitioner for appointment to the post of Post Graduate Assistant in Zoology under the category of preferential basis of "Persons Studied in Tamil Medium" under the recruitment process conducted by the 2nd respondent Teachers Recruitment Board for which the written examination was conducted on 10.01.2015.

For Petitioner : Mr.T.Cibi Chakraborty

For Respondents: Mrs.S.Srimathi

Special Government Pleader for R1

Mr.V.R.Shanmuganathan

Special Government Pleader for R2

O R D E R

The relief sought for in the present writ petition is to direct the respondents to consider the writ petitioner for appointment to the post of Post Graduate Assistant in Zoology, under the category of "Persons Studied in Tamil Medium" (hereinafter, referred as "P.S.T.M."), under the recruitment process conducted by the Teachers Recruitment Board for which, a written examination was conducted on 10.01.2015.

2. The selection process was concluded and the persons selected were already appointed in view of the fact that already four years lapsed. The grievance of the writ petitioner is that



she has studied B.Sc., Zoology in Tamil Medium and M.Sc., Zoology in English medium. Thus, she is entitled to be considered for appointment to the post of Post Graduate Assistant in Zoology under P.S.T.M.Category.

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3. The learned Special Government Pleader appearing for the first respondent disputed the claim of the writ petitioner by stating that the requisite educational qualification prescribed for appointment to the post of Post Graduate Assistant in Zoology is M.Sc., Zoology with B.Ed. Thus, if any candidate studied the requisite qualification in the Tamil Medium, then alone, the benefit of priority quota under P.S.T.M.Category can be extended and not otherwise. When the writ petitioner has studied M.Sc., Zoology in English Medium, she is not entitled to avail the priority quota under P.S.T.M.Category.

4. The learned counsel for the writ petitioner states that in the State of Tamil Nadu, all M.Sc., courses are in English Medium. However, such a ground will not provide any right for the writ petitioner to claim appointment under P.S.T.M.Category. When the Government constituted a policy in order to give priority in respect of the persons, who studied in Tamil Medium, the policy is to be implemented strictly with reference to the terms and conditions of stipulated. The fact remains that the qualification prescribed for appointment to the post of P.G.Assistant in Zoology is M.Sc., Zoology with B.Ed., and the writ petitioner has studied M.Sc., Zoology in English Medium and therefore, the rejection of the candidature of the writ petitioner under P.S.T.M.Category is in consonance with the policy of the Government.

5. Accordingly, the writ petition is devoid of merits and the same is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar

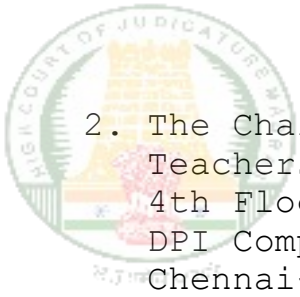
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Sub Assistant Registrar(CS)

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To:

1. The Secretary,
Department of School Education,
Fort St.George, Chennai-08.



2. The Chairman,
Teachers Recruitment Board,
4th Floor, EVK Sampath Malikai,
DPI Compound, College Road,
Chennai-600 006.

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+1CC TO M/S.ISAAC CHAMBERS, ADVOCATE, SR.NO.70378

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BUC (02/07/2019) 3P/4C