



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.08.2019

WEB COPY

CORAM:

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

W.P. (MD) .No.4119 of 2014
and
M.P. (MD) .Nos.2, 3 and 4 of 2014

1.J.Kannan
2.S.Ganesh Kumar
3.A.Mohan
4.R.Kaviarasu

... Petitioners

-Vs-

1.The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
School Education Department,
St. George Fort, Chennai-9.

2.The Chairman,
Tamil Nadu Teachers Recruitment Board,
E.V.K.Sampath Maligai,
DPI Compound, Chennai.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records relating to the impugned Government order issued by the 1st respondent vide G.O.(Ms)No.252, School Education (Q) Department dated, 05.10.2012 and quash the same as illegal and consequential to direct the respondents to recruit the B.T Assistants / Secondary Grade Teachers on the basis of the marks obtained in the Teacher Eligibility Examination.

For Petitioners : Mr.M.Ajmalkhan
Senior counsel
for M/s.Ajmal Associates

For Respondents : Mr.S.Srimathy
Special Government Pleader



ORDER

The Government Order issued in G.O.Ms.No.252, School Education (Q) Department, dated 05.10.2012, is under challenge in the present writ petition.

2.The impugned Government order was issued fixing the criteria for selection of candidates, who have cleared the TET for appointment to the post of Secondary Grade Teacher and B.T. Assistants. The said Government order was challenged in a batch of writ petitions and the Court has quashed the Government order issued in G.O.Ms.No.252 and thereafter, the Government issued a revised order in G.O.Ms.No.71. The said Government Order issued in G.O.Ms.No.71 was also challenged in a batch of writ petitions and the matter went up to the Hon'ble Supreme Court of India in the case of **V.Lavanya & Ors Vs. The State of Tamil Nadu & Ors**, reported in **2017(1) SCC 322**. The Hon'ble Supreme Court upheld the validity of the Government Order issued in G.O.Ms.No.71. Thus, the present writ petition, challenging the lapsed G.O.Ms.No.252, deserves no merits for consideration and accordingly, the writ petition stands dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar(CS)

sjj

To

1.The Principal Secretary to Government,
School Education Department,
St. George Fort, Chennai-9.

2.The Chairman,
Tamil Nadu Teachers Recruitment Board,
E.V.K.Sampath Maligai,
DPI Compound, Chennai.

+1 CC to M/s.AJMAL ASSOCIATES, Advocate (SR-82519[F] dated 20/08/2019)

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KK/SAR/30.08.2019/2P-4C/