



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.10.2019

CORAM:

THE HONOURABLE MS.JUSTICE V.M.VELUMANI

W.P. (MD) Nos.21922 and 21923 of 2019

WEB COPY

Nadar Higher Secondary School
Represented by its Secretary
Pandavarmangalam
Kovilpatti
Tuticorin District

... Petitioner in both Writ Petitions

-Vs-

1.The Chief Educational Officer
Tuticorin

2.The District Educational Officer
Kovilpatti

Tuticorin District

...Respondents in both Writ Petitions

COMMON PRAYER: These Writ Petitions have been filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the first respondent to grant prior permission to fill up the post of P.G.Assistant (Physics) and P.G.Assistant (Chemistry) to the petitioner School as per Rule 15(4) of the Tamil Nadu Recognized Private School (Regulation) rules 1974 by accepting the proposal sent by the petitioner, dated 03.05.2019.

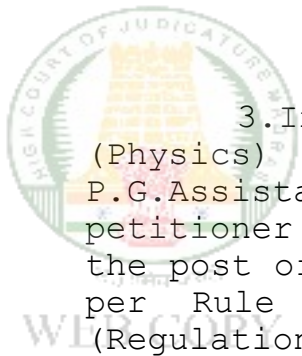
For Petitioner : Mr.V.Panneer Selvam
(In both petitions)

For Respondents : Mr.M.Karuppasamy
Government Advocate
(In both petitions)

COMMON ORDER

These writ petitions have been filed for a direction to the first respondent to grant prior permission to fill up the post of P.G.Assistant (Physics) and P.G.Assistant (Chemistry) to the petitioner School as per Rule 15(4) of the Tamil Nadu Recognized Private School (Regulation) Rules, 1974, by accepting the proposal sent by the petitioner, dated 03.05.2019.

2.Mr.M.Karuppasamy, learned Government Advocate takes notice for the respondents. By consent of both parties, these Writ Petitions are taken up for final disposal at the stage of admission itself.



3.In the petitioner School, the post of one P.G.Assistant (Physics) became vacant from 11.04.2019 and the post of P.G.Assistant (Chemistry) became vacant from 01.01.2018. Hence, the petitioner sent proposal on 03.05.2019 for permission to fill up the post of P.G.Assistant (Physics) and P.G.Assistant (Chemistry) as per Rule 15(4) of the Tamil Nadu Recognized Private School (Regulation) Rules, 1974 to the first respondent through the second respondent along with all the relevant documents. The said proposal is pending with the first respondent without any progress. According to the petitioner, the students are suffering without Teachers and the Management also facing difficulties to provide education to the children. Hence, the petitioner has come up with these Writ Petitions.

4.Considering the nature of relief sought for in these Writ petitions, without deciding the issue on merits, the first respondent is directed to consider the proposal submitted by the petitioner, dated 03.05.2019 and pass orders on merits and in accordance with law, within a period of eight (8) weeks from the date of receipt of a copy of this order.

5.With the above direction, these Writ Petitions are disposed of. No costs.

Sd/-

Assistant Registrar (AD I)

// True Copy //

Sub Assistant Registrar(CS)

msa

To

1.The Chief Educational Officer
Tuticorin

2.The District Educational Officer
Kovilpatti
Tuticorin District

+1 cc Mr.M.NATARAJAN ,Advocate, SR.No. 93048

+1 cc Mr. V.PANNEER SELVAM ,Advocate, SR.No.93052

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