



WEB COPY

WP.[MD]No.24546 of 2019

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **27.11.2019**

CORAM:

THE HONOURABLE **MR. JUSTICE M. SUNDAR**

W.P. (MD) No. 24546 of 2019

and

W.M.P. (MD) No. 21167 of 2019

A.P.K.Harini
through her father and next friend
A.P.Krishnan

... Petitioner

Vs.

- 1.The State represented by
The Madurai District Collector,
Collector Office Compound, Madurai-20.
- 2.The Chief Educational Officer,
Chief Educational Office,
Tallakulam, Madurai-2.
- 3.The District Educational Officer,
Thirumangalam, Madurai District.
- 4.The Head Master,
Amirtha Vidyalayam Matric School,
Balasubramaniya Nagar,
Thirupparankundram, Madurai-5.

... Respondents

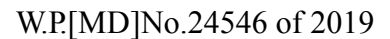
PRAYER:- Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the fourth respondent herein to give the transfer certificate of the petitioner daughter namely A.P.K.Harini to the petitioner without demanding school fees.

For Petitioner	: Mr.R.Ganesan
For Respondents	: Mr.M.Karuppasamy Government Advocate for R.1 to R.3
	: Mr.H.Arumugam for R.4

ORDER

Mr.R.Ganesan, learned Counsel on record for writ petitioner, Mr.M.Karuppasamy, learned Government Advocate on behalf of respondents 1 to 3 (official respondents) and Mr.H.Arumugam, learned Counsel for fourth respondent (private respondent) are before this Court.

<https://hcservices.ecourts.gov.in/hcservices/>

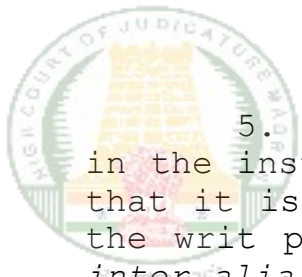


3. Today, learned Counsel for fourth respondent has handed over the original Transfer Certificate of writ petitioner's daughter viz., A.P.K.Harini, which is the prayer in the instant writ petition. Besides this, though no prayer has been made, learned Counsel for fourth respondent has very fairly handed over the original Transfer Certificate of writ petitioner's son viz., A.P.K.Gunazekar also though there is no prayer in this regard in instant writ petition.

[illegible]

[illegible]

[illegible]



5. The aforesaid trajectory puts to rest the limited prayer in the instant writ petition. Be that as it may, it is made clear that it is open to the fourth respondent School to proceed against the writ petitioner for recovery of fee and other arrears if any, *inter alia* by filing a civil suit. Though obvious, it is made clear that if fourth respondent chooses to initiate any such proceedings, the same shall proceed on its own merits and in accordance with law without being impeded by this order.

6. This Writ Petition is closed. There shall be no order as to costs. Consequently, connected Miscellaneous Petition is also closed.

Sd/-

Assistant Registrar (co)

// True Copy //

Sub Assistant Registrar(CS)

SSL

To

1.The Madurai District Collector,
Collector Office Compound,
Madurai-20.

2.The Chief Educational Officer,
Chief Educational Office,
Tallakulam,
Madurai-2.

3.The District Educational Officer,
Thirumangalam, Madurai District.

+1 CC to Mr.K. SANKARA RAMAN, Advocate (SR-102043[F] dated 28/11/2019)

+1 CC to SPL GP (SR-102403[F] dated 28/11/2019)

W.P. (MD) No. 24546 of 2019
27.11.2019

VB(18.12.2019) 5P 6C