



2.The said order was passed declining the claim of the petitioner to grant exemption from the application of G.O.Ms.No.71, dated 30.05.2014, which was issued in compliance with the Order of the Hon'ble High Court, Madras, dated 29.04.2014, passed in W.P.No.5590 of 2014 and other batch cases.

3.As the TET certificate is valid for seven years, the petitioner was considered on par with other candidates, who cleared TET for selection for appointment to the post Secondary Grade Teacher for the year 2013, pursuant to the recruitment notification, dated 21.08.2014. The cut off marks of the last candidate selected under MBC General Turn and MBC Women Turn for recruitment to the posts of Secondary Grade Teachers for the year 2013 are respectively 75.17 and 75.10, whereas, the cut off marks of the petitioner, who belongs to MBC is only 67.61. Thus, the petitioner is not eligible for selection for appointment to the post of Secondary Grade Teacher for the year 2013.

4.As far as the Government order passed in G.O.Ms.No.71, dated 30.05.2014, is concerned, the said order was upheld by the Hon'ble Supreme Court of India in **Lavanya Case** reported in **2017 (1) SCC 322**. This apart, G.O.Ms.No.252, School Education (Q) Department, dated 05.10.2012 and G.O.Ms.No.29, School Education (TRB) Department, dated 14.02.2014 was set aside only in respect of grading method prescribed for awarding weightage marks. In this regard, the Government also issued G.O.Ms.No.71, dated 30.05.2014 and the said Government order is upheld by the Hon'ble Supreme Court of India as stated above.

5.This being the factum, this Court is of the considered opinion that the claim of the writ petitioner to consider her appointment to the post of Secondary Grade Teacher, now after a lapse of five years cannot be considered. Further, the petitioner was not within the zone of consideration and accordingly, the writ petition stands dismissed. No costs.

Sd/-

Assistant Registrar (CRL.SIDE)

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Sub Assistant Registrar(CS)

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To

The Secretary,
State Board of School Examinations,
Fort St. George, Chennai.

+1 CC to SGP (SR-25707[F] dated 16/12/2020)

W.P. (MD) .No.3628 of 2015
15.12.2020

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