



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06.07.2021

CORAM:

THE HONOURABLE Mr. JUSTICE S.S.SUNDAR

W.P. No. 13845 of 2021

P.Vimala

...Petitioner

Versus

- 1.The Additional Secretary to Government,
Education Department,
Secretariat, Fort Saint George,
Chennai - 600 009.
- 2.The Directorate of Elementary Education,
College Road,
Chennai.
- 3.The Chief Educational Officer,
Dharmapuri District.
- 4.The District Educational Officer,
Palacode,
Dharmapuri District.
- 5.The Block Educational Officer,
Karimangalam Union,
Dharmapuri District.

..Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the respondents to modify the transfer by deployment in Na.Ka.No.44/A2/2019 dated 13.01.2020 as regular transfer, pursuant to the representation dated 30.03.2021.

For Petitioner : Mr. J.Pradeep

For Respondents : Mr. C.Kathiravan
Government Advocate



O R D E R

With the consent of both the parties, this writ petition is taken up for final hearing at the admission stage itself.

WEB COPY

2. This writ petition is filed for issuing a writ of mandamus directing the respondents to modify the transfer by deployment in Na.Ka.No.44/A2/2019 dated 13.01.2020 as regular transfer, pursuant to the representation dated 30.03.2021.

3. The case of the petitioner is that while she was working as Head Mistress in the Panchayat Union Middle School, Sokkanahalli, Karimangalam Union, Dharmapuri District, the fifth respondent passed an order deploying the petitioner on deputation to Panchayat Union Middle School, Kamaraj Nagar, Karimangalam Union, Dharmapuri District. It is the case of the petitioner that though the petitioner gave consent for mutual transfer, the fifth respondent by order dated 13.01.2020 deployed the petitioner by deputation. It is also the case of the petitioner that the petitioner is unable to do regular administrative work efficiently and that therefore she made a representation to the respondents to modify the order of transfer to be a regular transfer. Learned counsel appearing for the petitioner states that the petitioner will be satisfied if a direction is issued to the fifth respondent to consider and dispose of the petitioner's representation dated 30.03.2021.

4. Having regard to the limited scope of prayer that is now sought before this Court by the learned counsel for the petitioner, without expressing any opinion on the merits of the petitioner's representation or the case pleaded before this Court, this writ petition is disposed of with a direction to the fifth respondent to consider the petitioner's representation dated 30.03.2020, and dispose of the same on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

bkn



To

1. The Additional Secretary to Government,
Education Department,
Secretariat, Fort Saint George,
Chennai - 600 009.
2. The Directorate of Elementary Education,
College Road,
Chennai.
3. The Chief Educational Officer,
Dharmapuri District.
4. The District Educational Officer,
Palacode,
Dharmapuri District.
5. The Block Educational Officer,
Karimangalam Union,
Dharmapuri District.

+1 cc to Mr.J.Pradeep,Advocate Sr.No. 31534.
+1 cc to Government Pleader, Sr.No.31693.

W.P. No. 13845 of 2021

PL[co]
NSK 29/07/2021