



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 15.03.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P. (MD) No.27397 of 2019

and

W.M.P. (MD) No.23657 of 2019

(Through Video Conference)

T.Selvam

...Petitioner

Vs.

1.State of Tamil nadu,
Through its Secretary,
School Education Department,
Fort St.George, Chennai 600 009

2. The Chairman,
Teachers Recruitment Board,
College Road,
Chennai 600 006

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents to cancel the recruitment process issued in notification No.9/2019, dated 01.03.2019 by the 2nd respondent and to conduct the recruitment afresh for the posts of Computer Instructors Grade - I (Post Graduate Cadre) within stipulated time.

For Petitioner : Mr.T.A.Ebeneer

For R-1 : Mr.A.Thiyagarajan,
Government Advocate

O R D E R

In this writ petition, the candidate is aggrieved against the mode of selection process and has pointed out various errors in the process.

2. When identically placed candidates had approached the Principal Bench of the Madras High Court, a learned Single Judge has passed an order in W.P.No.35198 of 2019... etc. batch dated 17.12.2020, taking a view that such grievances could be addressed before a One Man Committee and by conduct of an enquiry into the allegations of three centres. On appeal, the Hon'ble Division Bench of the Principal Seat at Madras High Court, in its order dated 10.02.2021 had enlarged the scope of the enquiry by the One Man Committee ordered by the learned Single Judge and had granted liberty to the Committee to invite all the candidates to point out any glaring errors. While ordering so, the Hon'ble Division Bench



has also inducted another member to the Committee. The enquiry is now said to be pending before the said Committee constituted, pursuant to the orders of the Hon'ble Division Bench.

3. Since the petitioner in this writ petition has also approached this Court, complaining of certain irregularities/errors including the method adopted for normalization procedures, malice, the validity of question printed in English, mistakes in key answers... etc., in the selection process, it would be appropriate to refer their grievance to the aforesaid Committee and this Court would not be justified in parallelly adjudicating such of these issues, which could be pending before the Hon'ble Committee.

4. It is brought to the notice of this Court by the learned standing counsel that the two member Committee, constituted by Madras High Court, is now conducting an enquiry at 4th Floor, E.V.K. Sambath Maaligai, D.P.I. Campus, College Road, Nungambakkam Chennai - 600 006.

5. In the light of the above observations, the petitioner is granted liberty to approach the two member Committee with the necessary application, seeking for redressing his grievance, supported by all documents, on which he relies upon, as expeditiously as possible.

6. With the above liberty, the writ petition stands closed. However, there shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

sts

NOTE: *In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.*



To

1.The Secretary,
School Education Department,
Fort St.George, Chennai 600 009

2. The Chairman,
Teachers Recruitment Board,
College Road,
Chennai 600 006

+1 CC to M/s.T.A.EBENEZER, Advocate (SR-11508[F] dated 16/03/2021)

Order made in
W.P. (MD) No.27397 of 2019

NA (CO)
KK (07.04.2021) 3P 4C

—