



Writ Petition No.28506 of 2011

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: **25.11.2022**

C O R A M

THE HONOURABLE Mr.JUSTICE N. SATHISH KUMAR

Writ Petition No.28506 of 2011 &

M.P.No.1 of 2011

Sree Maha Ganesa Vidyasala School
Old Students' Association,
Represented by its Deputy Secretary
S.Sundaramoorthy
No.90, Mounsasami Madam Street,
Ambattur, Chennai – 600 053.

... Petitioner

Vs

1. Government of Tamil Nadu,
Rep. by the Secretary,
Department of School Education,
Fort St. George, Chennai – 600 009.
2. The Director of School Education,
D.P.I., Compound, College Road,
Chennai – 600 006.
3. The District Elementary Educational Officer,
Thiruvallur.
4. The Assistant Elementary Educational Officer,
Villivakkam, Chennai – 600 049.



Writ Petition No.28506 of 2011

5. Mr.Nandagopal,
Correspondent of
Sree Maha Ganesa Vidyasala Middle School,
North Park Street, Venkatapuram,
Ambatture, Chennai – 53.

6. S.Rajasekaran
Chennai Domestic Airport,
Old Terminal Link Building, 1st Floor,
Meenambakkam, Chennai – 600 016.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents 1 to 4 to initiate urgent action for the appointment of a Special officer for the governance of Sree Maha Ganesa Vidyasala Middle School by invoking the appropriate provisions enjoined under Middle School by invoking the appropriate provisions enjoined under Sec.18-A together with other appropriate provisions of the Tamil Nadu Recognized Private School [Regulation Act], 1973.

For petitioner ... Mr.C.Johnson

For respondents ... Mr.K.Tippu Sulthan, Govt. Advocate – R1 to R4

No appearance – R5

Mr.Ramesh Venkatachalapathy – R6

ORDER



WEB COPY

This Writ Petition has been filed to direct the respondents 1 to 4 to initiate urgent action for the appointment of a Special officer for the governance of Sree Maha Ganesa Vidyasala Middle School by invoking the appropriate provisions enjoined under Middle School by invoking the appropriate provisions enjoined under Sec.18-A together with other appropriate provisions of the Tamil Nadu Recognized Private School [Regulation Act], 1973.

2. The main contention of the learned counsel for the petitioner is that in the school run by the fifth respondent there are serious mismanagement. Hence, Special Officer has to be appointed. The petitioner claims to be Vice President of Old Students' Association. Admittedly, the fifth respondent school is registered under the Societies Registration Act and the Society is an Education Society. If at all any allegations of mismanagement or whatsoever, the same has to be established. It is well open to the petitioner to bring the allegations to the notice of the Registrar of Societies for appropriate enquiry on finding any mismanagement and this has to be dealt separately under the Societies Registration Act. Therefore, this writ petition is not maintainable and is liable to



Writ Petition No.28506 of 2011

be dismissed.

WEB COPY

3. Accordingly, this Writ Petition is dismissed. Consequently, connected miscellaneous petition is closed. No costs.

25.11.2022

Index : Yes / No

Internet: Yes

Speaking/non speaking order

vrc

To

1. Government of Tamil Nadu,
Rep. by the Secretary,
Department of School Education,
Fort St. George, Chennai – 600 009.
2. The Director of School Education,
D.P.I., Compound, College Road,
Chennai – 600 006.
3. The District Elementary Educational Officer,
Thiruvallur.
4. The Assistant Elementary Educational Officer,
Villivakkam, Chennai – 600 049.



WEB COPY



Writ Petition No.28506 of 2011

N. SATHISH KUMAR, J

VTC

W.P.No.28506 of 2011

25.11.2022