



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.02.2022

CORAM

THE HON'BLE MR.JUSTICE P.D.AUDIKESSAVALU

W.P.NO.30388 OF 2019

K.Mathivanan

... Petitioner

-vs-

1. The Secretary to the Government,
School Education Department,
Fort St. George,
Chennai - 9.
2. The Director of School Education,
College Road,
Nungambakkam,
Chennai-6.
3. The District Educational Officer,
Nagappattinam,
Nagappattinam District.
4. The Block Educational Officer,
Keezhaiyur,
Keezhvelur Taluk,
Nagappattinam District.
5. The Secretary,
Aided Elementary School,
Kameswaram West,
Middle Street,
Prathabharamapuram,
Keezhvelur Taluk,
Nagappattinam District.

... Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records in relates to the rejection order passed by the Fourth Respondent in Oo.Mu.No.1025/A1/2019 dated 27.09.2019 and quash the same and consequently, direct the



(i) On receipt of the said requirements from the Fifth Respondent, the concerned authority shall immediately examine the proposal for approval of appointment of the Petitioner in the School of the Fifth Respondent including ascertaining as to whether the Petitioner had actually worked in the School of the Fifth Respondent during the relevant period so as to be entitled to the monetary benefits claimed;

(ii) in the event of the concerned authority not being satisfied with the compliance of such requirements, an enquiry shall be conducted affording full opportunity of personal hearing to the Petitioner and the Fifth Respondent to explain their position in that regard and the concerned authority shall pass reasoned orders dealing with each of the contentions raised on merits and in accordance with law and communicate the decision taken to the parties under written acknowledgment;

(iii) if the Petitioner is entitled to the approval of appointment, it shall be ensured that the eligible amount of arrears of salary is paid within 30 days from the date of passing of that order, apart from the monthly salary for on the due dates for future periods; and

(iv) the concerned authority shall file report of compliance in that regard before the Registrar (Judicial) of this Court;

In the result, the Writ Petition is disposed on the aforesaid terms. No costs.

Sd/-
Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

dm

To

1. The Secretary to the Government,
School Education Department,
Fort St. George,
Chennai - 9.
2. The Director of School Education,
College Road,
Nungambakkam,
Chennai-6.



3. The District Educational Officer,
Nagappattinam,
Nagappattinam District.

4. The Block Educational Officer,
Keezhaiyur,
Keezhvelur Taluk,
Nagappattinam District.

Copy to

The Registrar (Judicial),
Madras High Court,
Chennai - 600 104.

+1cc to M/s.In.V.Kasinatha Bharathi, Advocate, S.R.No.9455

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BR(CO)
RLP(05/04/2022)