



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 03.03.2022

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

Cont.P.(MD) Nos.1157, 1158 & 1159 of 2020

in

W.P.(MD) No.14823, 14824 & 14825 of 2020

and

Sub Application (MD) Nos.164 & 174 of 2021

K.Karpagam ... Petitioner in Cont.P.(MD) No.1157/2020
E.Prabakaran ... Petitioner in Cont.P.(MD) No.1158/2020
N.Ahaz Reegan ... Petitioner in Cont.P.(MD) No.1159/2020

-vs-

1.Mrs.R.Nirmala,
Chairman,
Muthukaruppan Memorial Hr. Sec. School,
Subbammalpuram, Sillakulam (post),
Ottapidaram (Taluk), Thoothukudi District.

2.Mrs.K.Saroja,
The Correspondent,
Muthukaruppan Memorial Hr. Sec. School,
Subbammalpuram, Sillakulam (post),
Ottapidaram (Taluk),
Thoothukudi District.... Respondents in all Contempt Petitions

Prayer in Cont.P.(MD) No.1157 of 2020:-

Petition filed under Section 11 of the Contempt of Courts Act to punish the respondents for their deliberate and willful disobedience of the order dated 28.10.2020 passed by this Court in W.M.P.(MD) No.12478 of 2020 in W.P.(MD) No.14823 of 2020.

Prayer in WMP(MD). 12478/ 2020 :

To grant an Ad-Interim Stay of operation of the impugned suspension order passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and consequential impugned charge memo passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 pending disposal of the above writ petition.



Prayer in WP(MD). 14823/ 2020 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court S-2 To issue a writ of Certiorari calling for the records relating to the impugned suspension order passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and consequential impugned charge memo passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and quash the same as illegal.

Prayer in Cont.P.(MD) No.1158 of 2020:-

Petition filed under Section 11 of the Contempt of Courts Act to punish the respondents for their deliberate and willful disobedience of the order dated 28.10.2020 passed by this Court in W.M.P. (MD) No.12480 of 2020 in W.P. (MD) No.14824 of 2020.

Prayer in WMP(MD). 12480/ 2020 :

To grant an Ad-Interim Stay of operation of the impugned suspension order passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and consequential impugned charge memo passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 pending disposal of the above writ petition.

Prayer in WP(MD). 14824/ 2020 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court S-2 To issue a writ of Certiorari calling for the records relating to the impugned suspension order passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and consequential impugned charge memo passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and quash the same as illegal.

Prayer in Cont.P.(MD) No.1159 of 2020:-

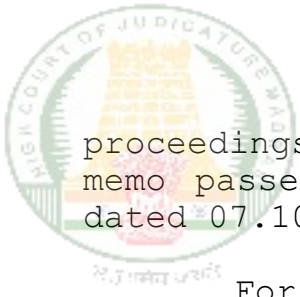
Petition filed under Section 11 of the Contempt of Courts Act to punish the respondents for their deliberate and willful disobedience of the order dated 28.10.2020 passed by this Court in W.M.P. (MD) No.12482 of 2020 in W.P. (MD) No.14825 of 2020.

Prayer in WMP(MD). 12482/ 2020 :

To grant an Ad-Interim Stay of operation of the impugned suspension order passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and consequential impugned charge memo passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 pending disposal of the above writ petition.

Prayer in WP(MD). 14825/ 2020 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court S-2 To issue a writ of Certiorari calling for the records relating to the impugned suspension order passed by the 4th and 6th respondent in his



proceedings Nil dated 07.10.2020 and consequential impugned charge memo passed by the 4th and 6th respondent in his proceedings Nil dated 07.10.2020 and quash the same as illegal.

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For Petitioner : Mr.C.Venkatesh Kumar
for M/S.Ajmal Associates

For Respondents : Mr.G.V.Vairam Santhosh,
Additional Government Pleader.

COMMON ORDER

Though an order of interim stay was granted by this Court in respect of the order of suspension, the learned Additional Government Pleader appearing for the respondents made a submission that writ petitioners have not approached the Management for rejoining the duty by submitting appropriate application. They have not turned out to school in person enabling the Management to allow them to continue in service.

2.In this view of the matter, this Court is of the opinion that the writ petitions are to be heard.

3.Accordingly, the Contempt Petitions are closed and the writ petitions in W.P.(MD) Nos.14823, 14824 and 14825 of 2020 are directed to be listed for final hearing in next week. Consequently, Sub Application (MD) Nos.164 and 174 of 2021 are closed.

Sd/-

Assistant Registrar(AE)

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/ /2022

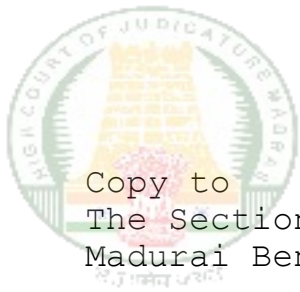
Sub Assistant Registrar(CS)

abr

To

1.The Chairman,
Muthukaruppan Memorial Hr. Sec. School,
Subbammalpuram, Sillakulam (post),
Ottapidaram (Taluk), Thoothukudi District.

2.The The Correspondent,
Muthukaruppan Memorial Hr. Sec. School,
Subbammalpuram, Sillakulam (post),
Ottapidaram (Taluk),
Thoothukudi District.



Copy to
The Section Officer, Writs Section,
Madurai Bench of Madras High Court, Madurai.

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+3 CC to M/s.AJMAL ASSOCIATES, Advocate (SR-9963[F] dated
04/03/2022)

+1 CC to Mr. Special Government Pleader, SR.No. 10157

Cont.P.(MD) Nos.1157, 1158 & 1159 of 2020
in W.P.(MD) No.14823, 14824 & 14825 of 2020
03.03.2022

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