



WEB COPY



W.P.No.34769 of 2019

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.03.2023

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THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.34769 of 2019

And

W.M.P.Nos.35521 and 35522 of 2019

K.Oviya Minor
Rep. by her natural guardian and
Father Mr.K.Karthigeyan

... Petitioner

Vs.

- 1.State of Tamil Nadu
Rep. by its Secretary to Government,
Department of School Education,
Fort St.George,
Chennai – 600 009.
- 2.The Director of School Education,
Department of Physical Education,
DPI Campus,
College Road,
Chennai – 600 006.
- 3.The School Games Federation of India
Represented by its President,
Shastri Bhavan,
New Delhi – 110 009.
- 4.Central Board of Secondary Education
Represented by its Assistant Secretary,
New No.3, Old No.1630-A,
J-Block, Anna Nagar(W),
16th Main Road,
Chennai – 600 040.

... Respondents



W.P.No.34769 of 2019

Prayer:

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus to call for records relating to the order of the first respondent passed in G.O.No.40 School Education (V2) Department dated 21.02.2012 and to quash the same, so far the petitioner's concerned and consequently forbearing the respondents 1 and 2 from preventing the petitioner in participating in all the school level sports events selection for the Tamil Nadu State Team including school games federation of India and other sports meets being conducted by the respondents for the school students in the State of Tamil Nadu.

For Petitioner : Ms.S.Revathy
For Respondents : Mr.K.M.D.Muhilan for R1 and R2
Additional Government Pleader
Mr.G.Nagarajan for R4

ORDER

The petitioner has filed this writ petition seeking issuance of Writ of Certiorarified Mandamus to call for records relating to the order of the first respondent passed in G.O.No.40, School Education (V2) Department, dated 21.02.2012 and to quash the same, insofar as the petitioner is concerned and to consequently forbear the respondents 1 and 2 from preventing the petitioner in participating in all the School level sports events Selection for the Tamil Nadu State Team including School Games Federation of India and other sports meets being

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conducted by the respondents for the School students in the State of Tamil Nadu.

2.The grievance of the petitioner is that the petitioner is a CBSE School student and due to the impugned Government Order, she is prevented from participating in the School level sports events Selection for the Tamil Nadu State Team including School Games Federation of India and other sports meets being conducted by the respondents for the School students in the State of Tamil Nadu and hence, she has filed this writ petition.

3.The impugned Government Order is of the year 2012 and the petitioner has filed this writ petition in the year 2019, after a lapse of 7 years. Hence, this writ petition is dismissed on the ground of delay and laches. No costs. Consequently, the connected miscellaneous petitions are closed.

28.03.2023

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Speaking Order/ Non Speaking Order
Index: Yes/ No
Internet: Yes/ No

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M.DHANDAPANI,J.
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To

- 1.The Secretary to Government,
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Chennai – 600 009.
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