



W.P(MD)Nos.8907 of 2008 &
9826 of 2009

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

DATED : 18.07.2023

CORAM:

**THE HONOURABLE MR.JUSTICE S.S.SUNDAR
and
THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY**

**W.P(MD)Nos.8907 of 2008 and 9826 of 2009
and
connected miscellaneous petitions**

W.P(MD)No.8907 of 2008:-

The Association of Special Teachers for the Disabled (Regd.)
Rep. by its President,
Ponnuthai Illam, Library Street,
Ellapatty, Markayankottai Post,
Uthamapalayam Taluk,
Theni District.

... Petitioner

-VS-

1. The Union of India,
Rep. by its Secretary,
Ministry of Human Resources and Development,
Department of Secondary and Higher Education,
Sasthri Bhawan,
New Delhi.

2. The State of Tamilnadu,
Rep. by its Secretary,
Department of School Education,
College Road,
Chennai.

3. The District Collector,
Theni District, Theni.



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4. The Director of School Education,
Directorate of School Education,
College Road,
Chennai.

5. The Chief Educational Officer,
Theni District,
Theni.

6. The Secretary,
Integrated Education Implementation Committee,
37, Teachers Colony,
Muthupatty,
Alagappan Nagar,
Madurai.

7. The Commissioner of Rehabilitation for the Disabled,
15/1, Model School Road, Thousand Light, Chennai-6.

8. Keelottivakkam Grama Sangam,
Kancheepuram.

9. Cheran Region Christian Society for the Disabled,
Coimbatore.

10. Sri Avinashalingam Education Trust Institutions,
Coimbatore.

11. Vinmathee Educational & Rural Development Society,
Trichy.

12. SOC SEAD, Trichy.

13. Shri Shanmugananda Ashramam,
Kumbhakkonam.

14. Tamilnadu Association for the Blind,
Tondiarpet, Chennai.



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15. National Association for the Blind,
Madhavaram, Chennai.

16. Pallava Council for Integrated Education,
Vellore.

17. Integrated Education Promotion Council,
Cuddalore.

18. Integrated Education Programme for Disabled,
Palayamkottai.

19. St.Johns Sangam Trust,
Perambalur.

... Respondents

(R8 to R19 are *suo motu* impleaded as party respondents as per the order of this Court dated 19.09.2011)

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the 2nd respondent from implementing the Integrated Education Implementation Committee Scheme 1992 through Non-Governmental Organisations including the 6th respondent herein and consequently direct the 2nd respondent to implement the said scheme by itself by nominating the education department as implementing agency.

For Petitioner	: Mr.R.Govindaraj
For R1	: Mr.C.Nandha Gopal
For R2 to R5	: Mr.P.Thilakkumar, Government Pleader
For R6	: Mr.P.Ganapathy Subramanian

W.P(MD)No.9826 of 2009:-

The Association of Special Teachers for the Disabled (Regd.)
Rep. by its President,
Ponnuthai Illam, Library Street,



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... Petitioner

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3. The Director of School Education,
Directorate of School Education,
College Road, Chennai.

4. The Commissioner of Rehabilitation for the Disabled,
15/1, Model School Road, Thousand Light, Chennai-6.

... Respondents

(R4 *suo motu* impleaded as per the order dated 24.02.2010 in
W.P(MD)Nos.9826 of 2009 & 8907 of 2008)

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, forbearing the 2nd respondent from implementing the IEDSS Scheme through any non Governmental Organization the Integrated Education Implementation Committee Scheme 1992 through Non-Governmental Organisations including the 6th respondent herein and consequently direct the 2nd respondent to implement the said scheme by itself by nominating the education department as implementing agency.



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For Petitioner : Mr.R.Govindaraj
For R1 : Mr.M.Gopala Krishnan
For R2 & R3 : Mr.P.Thilakkumar, Government Pleader
For R4 : No appearance

COMMON ORDER

[Order of the Court was made by S.S.SUNDAR, J.]

Having regard to the nature of the prayer in these two writ petitions, this Court finds that the writ petitions in public interest is not maintainable as the matter relates to service. Secondly, the contesting respondent in these two appeals states that teachers are receiving salary directly from the Government by virtue of direct payment orders.

2. In view of the same, the Writ Petitions are dismissed. No costs. Connected miscellaneous petitions are closed.

**[S.S.S.R, J.] [D.B.C., J.]
18.07.2023**

Index : Yes / No
Neutral Citation : Yes / No
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To

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