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W.P.(MD)NO.18776 OF 2020

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

RESERVED ON : 03.11.2022

PRONOUNCED ON : 08.02.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.18776 of 2020 and
W.M.P.(MD)Nos.15702 & 15706 of 2020

Bishop Roche Higher Secondary School,
Rep. by the Correspondent,
Idinthakarai – 627 104,
Tirunelveli District.

... Petitioner

Vs.

1. The Government of Tamil Nadu,
Rep. By its Principal Secretary,
Department of School Education,
Fort St. George, Chennai – 600 009.
2. The Director of School Education,
DPI Campus, College Road,
Chennai – 600 006.
3. The Chief Educational Officer,
O/o.The Chief Educational Officer,
Collector Office Campus,
Kokkirakulam – 627 009,
Tirunelveli District.
4. The District Educational Officer,
O/o.The District Educational Officer,
Government Higher Secondary School Campus,
Vallioor – 627 117,
Tirunelveli District.

... Respondents



Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned order dated 13.11.2018 in G.O.Ms.No.238, School Education (Pa.Ku.6(1)) Dept on the file of the 1st respondent and the consequential impugned staff fixation for the year 2019-2020 dated 02.09.2020 in Na,Ka.No.302/AA3/2020 on the file of the 3rd respondent holding the 4 non-teaching posts as surplus and quash the same, directing the respondents to hold that the 4 non-teaching posts are not surplus in the petitioner school.

For Petitioner : Mr.Father Xavier Arulraj,
Senior counsel,
for Mr.V.John Kennedy.

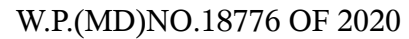
For Respondents : Mr.R.Baskaran,
Additional Advocate General,
assisted by,
Mr.S.Shaji Bino,
Special Government Pleader.

* * *

ORDER

Heard the learned counsel on either side.

2. The writ petitioner is a minority institution. The petitioner challenges the validity of G.O.(Ms) No.238, School Education Department, dated 13.11.2018 and the



3. This writ petition is disposed of on the same lines. No costs. Consequently, connected miscellaneous petitions are closed.

08.02.2023

NCS : Yes / No
Index : Yes / No
Internet : Yes / No
PMU

**To:**

1. The Principal Secretary,
Department of School Education,
Fort St. George, Chennai – 600 009.
2. The Director of School Education,
DPI Campus, College Road,
Chennai – 600 006.
3. The Chief Educational Officer,
O/o.The Chief Educational Officer,
Collector Office Campus,
Kokkirakulam – 627 009,
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G.R.SWAMINATHAN,J.

PMU

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