



Cont.P(MD)No.1383 of 2019

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **27.07.2023**

CORAM:

THE HONOURABLE MR.JUSTICE **BATTU DEVANAND**

Cont.P.(MD)No.1383 of 2019

in

W.P.(MD)No.24870 of 2018

The Correspondent
Sacred Heart R.C Primary School,
Kilakarai – 623 517
Ramanathapuram District

... Petitioner/Petitioner

Vs.

1.Pradeep Yadav
The Secretary
The State of Tamil Nadu
Department of School Education,
Fort St.George, Chennai – 600 009.

2.A.Karuppasamy
The Director of Elementary Education,
College, Road, Chennai – 600 006.

3. K.Balathandayuthapani
The District Educational Officer,
Earlier as the District Elementary Educational Officer,
Mandapam, Ramanathapuram District.

4. Tmt.Vasuki
The Block Educational Officer,
Earlier as the Additional Assistant Elementary
Educational Officer,
Thirupulani,
Ramanathapuram District

... Contemnor/Respondent



Cont.P(MD)No.1383 of 2019

PRAYER: Petition filed under Section 11 of the Contempt of Courts Act, to punish the contemnors/respondents for their willful, deliberate disobedience of the order of this Court made in W.P.(MD)No.24870 of 2018, dated 13.03.2019.

For Petitioner : M/s.A.Amala

For Respondents : Mr.R.Baskaran
Senior Counsel
Assisted by Mr.V.Nirmal Kumar

ORDER

This Contempt Petition has been filed complaining willful disobedience of the order dated 13.03.2019 passed in W.P(MD)No.24870 of 2018 in true letter and spirit.

2. The learned counsel for the petitioner contends that by following the order in WP(MD)No.2894 of 2018 dated 21.02.2018, this Court while disposing the above mentioned Writ Petition directed the respondents to approve forthwith the appointment of the petitioner and to pay salary for the said appointee within a period of eight weeks from the date of the order. As the said order is not complied with, the present Contempt Petition has been filed.



Cont.P(MD)No.1383 of 2019

WEB COPY

3. On behalf of the respondents, counter affidavit has been filed. In the said affidavit, it is averred that the order of the court is complied with by issuing proceedings dated 18.07.2023 by the third respondent.

4. Mr.Baskaran, learned Senior Counsel, assisted by Mr.V.Nirmal Kumar, learned counsel appearing on behalf of the respondents submits that in view of the fact that the Writ Appeals are filed against the batch orders passed by the learned single Judge and thereafter, a Special Leave Petition is filed before the Apex Court, there is some delay in implementation of the order of this Court. However, now, proceedings are issued on 18.07.2023 to implement the order of the court by granting approval to the petitioner.

5. The learned Senior Counsel on instructions submits that the second limb of the order to disburse the salary to the petitioner has also been complied with.



Cont.P(MD)No.1383 of 2019

WEB COPY

6. Recording the statement of the learned Senior counsel, in my considered view, further adjudication in this Contempt Petition is not required.

7. Accordingly, this Contempt Petition is closed.

27.07.2023

Index : Yes/No
Internet : Yes/No
CM



Cont.P(MD)No.1383 of 2019

WEB COPY

To,

1.Pradeep Yadav
The Secretary
The State of Tamil Nadu
Department of School Education,
Fort St.George, Chennai – 600 009.

2.A.Karuppasamy
The Director of Elementary Education,
College, Road, Chennai – 600 006.

3. K.Balathandayuthapani
The District Educational Officer,
Earlier as the District Elementary Educational Officer,
Mandapam, Ramanathapuram District.

4. Tmt.Vasuki
The Block Educational Officer,
Earlier as the Additional Assistant Elementary
Educational Officer,
Thirupulani,
Ramanathapuram District



WEB COPY



Cont.P(MD)No.1383 of 2019

BATTU DEVANAND, J.,

CM

Cont.P.(MD)No.1383 of 2019
in
W.P.(MD)No.24870 of 2018

27.07.2023