



W.P.No.27460 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.10.2024

CORAM :

THE HONOURABLE MR.JUSTICE N.ANAND VENKATESH

Writ Petition No.27460 of 2024

R.Senthamizhselvi

....

Petitioner

-Vs-

1.The State of Tamil Nadu

Rep.by its Secretary

School Education Department

Secretariat, Chennai.

2.The Chairman

Teachers Recruitment Board 4th Floor

EVK Sampath Malaigai

DPI Compound College Road, Chennai.

3.The Member

School Education Department

Teachers Recruitment Board, 4th Floor

EVK Sampath Malaigai

DPI Compound College Road,Chennai.

.... Respondents

Prayer : Writ Petition under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus directing the respondents to appoint the petitioner for the post of Physical Education Teacher within a time bound manner by considering petitioner representation dated 22.11.2022, 25.8.2023.

For Petitioner : Mr.K.Myilsamy

For Respondents : Mr.S.Mythreye Chandru
Special Government Pleader for R1
Mr.C.Kathiravan
Standing Counsel for R2 & R3



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ORDER

This writ petition has been filed for the issue of a writ of mandamus directing the respondents to appoint the petitioner to the post of Physical Education Teacher by considering the representation made by the petitioner on 22.11.2022 and 25.08.2023.

2.Heard Mr.K.Myilsamy, learned counsel for the petitioner, Mr.S.Mythreye Chandru, learned Special Government Pleader for R1 and Mr.C.Kathiravan, learned Standing Counsel for R2 & R3.

3.The case of the petitioner is that the respondent issued Notification dated 26.07.2017, inviting applications for recruitment to the post of Physical Education, Drawing, Music and Sewing Teachers. The petitioner also submitted the on-line application. The petitioner wrote the examination and the 2nd respondent published the tentative provisional selection list on 13.08.2018. The name of the petitioner was found in Serial Number 473. Thereafter, the petitioner was called for certificate verification and the petitioner had produced all the certificates.

4.The petitioner was waiting for her appointment. While so, a revised list of provisionally selected candidates was published by the 2nd respondent on 28.10.2020. the name of the petitioner was not found in this list.



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5.The grievance of the petitioner is that in the selection list that was published on 28.10.2020, Serial Nos.604 to 610 pertained to the candidates coming under the PSTM category. While so, it is attempted to be filled up with candidates falling under some other category. That apart, the petitioner has also raised a ground that there are other vacancies available in which the candidature of the petitioner can be considered. The petitioner made representation in this regard. Since the same was not considered, the present writ petition has been filed before this Court.

6.The learned Standing Counsel appearing on behalf of the Teachers Recruitment Board submitted that Serial Nos.604 to 610 is yet to be filled up. The learned Standing Counsel made it clear that if no PSTM candidates are available, the same will be filled up by adopting the procedure under Section 6 of the PSTM Act and the eligible candidates will be considered. At that point of time, if the petitioner is also found eligible, her name will also be considered.

7.Recording the above submission, this writ petition is disposed of. No costs.

01.10.2024

Index : Yes/No
NCS : Yes/No
KP



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N.ANAND VENKATESH, J.

KP

To

- 1.The Secretary
State of Tamil Nadu
School Education Department
Secretariat, Chennai.
- 2.The Chairman
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DPI Compound College Road
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