



W.A.(MD)No.2062 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.10.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN

and

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

W.A.(MD)No.2062 of 2024

and

C.M.P.(MD)No.14724 of 2024

- 1.The Government of Tamil Nadu,
Represented by its Additional Chief 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,
The Office of the Chief Educational Officer,
Madurai.
- 4.The District Educational Officer,
The Office of the District Educational Officer,
Thirumangalam, Madurai.
Now changed as:
The District Educational Officer,
The Office of the District Educational Officer,
Madurai.

: Appellants



W.A.(MD)No.2062 of 2024

Vs.

1.Sr.Josephin Sobi Mole

WEB COPY

2.The Correspondent,

St.Anne's Girls Higher Secondary School,

P.T.C. Post, Perungudi,

Madurai – 625 022.

: Respondents

PRAYER: Writ Appeal filed under Clause 15 of Letters Patent, praying to set aside the order dated 20.12.2023 in W.P.(MD)No. 30368 of 2023 on the file of this Court.

For Appellants : Mr.S.P.Maharajan

Special Government Pleader

For Respondent No.1 : Mr.Fr.S.Savarimuthu

for M/s.Father Xavier Associates

For Respondent No.2 : Mr.A.Anbarasan

JUDGMENT

[Judgment of the Court was delivered by **R.SUBRAMANIAN, J.**]

Challenge is to the order of the learned Single Judge made in W.P.(MD)No.30368 of 2023 dated 20.12.2023.

2.The approval sought for was rejected on the ground that there are surplus teachers in the school concerned. When this was put to challenge, all that the Writ Court has done is directing the



W.A.(MD)No.2062 of 2024

Corporate Management to approach the third appellant namely the Chief Educational Officer, Madurai with all particulars and to indicate before him that there is no surplus. If third respondent comes to the conclusion that there is no surplus, he was directed to approve the appointment of the writ petitioner / first respondent.

3.We see no reason as to why this judgment is under challenge. Once it is found that there are no surplus within the Corporate Management, then the writ petition / first respondent herein will be automatically entitled to approval of his appointment. In view of the same, this Writ Appeal fails.

4.Accordingly, the Writ Appeal stands dismissed. There shall be no order as to costs. Consequently, the connected miscellaneous petition is closed.

[R.S.M.,J.] & [L.V.G.,J.]

23.10.2024

Neutral Citation : Yes/No

Index : Yes/No

Internet : Yes/No

MR



WEB COPY



W.A.(MD)No.2062 of 2024

To

- 1.The Additional Chief Secretary,
Government of Tamil Nadu,
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,
The Office of the Chief Educational Officer,
Madurai.
- 4.The District Educational Officer,
The Office of the District Educational Officer,
Thirumangalam, Madurai.
Now changed as:
The District Educational Officer,
The Office of the District Educational Officer,
Madurai.



WEB COPY



W.A.(MD)No.2062 of 2024

R.SUBRAMANIAN, J.
and
L.VICTORIA GOWRI, J.

MR

JUDGMENT MADE IN
W.A.(MD)No.2062 of 2024

23.10.2024