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W.P.(MD) No.11121 of 2018

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 08.08.2024

CORAM:

THE HONOURABLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD) No.11121 of 2018

and

W.M.P.(MD) Nos.10175, 10176 & 10177 of 2023

S.Peter Raj

... Petitioner

-vs-

- 1.District Educational Officer
Thoothukudi-628 003
Thoothukudi District
- 2.The Manager of R.C.Schools
Thoothukudi-628 001
Thoothukudi District
- 3.The Superintendent of R.C.Schools
Thoothukudi-628 001
Thoothukudi District
- 4.The Correspondent
St.Mary's Higher Secondary School
Pothakalanvilai
Thoothukudi District-628 702



W.P.(MD) No.11121 of 2018

WEB COPY

5.The Headmistress
St.Mary's Higher Secondary School
Pothakalanvilai
Thoothukudi District-628 702

6.The Accountant General
361, Annasalai
Teynampet
Chennai-600 018

7.T.Jeyaseelan Anthony Raj

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a writ of certiorari calling for the records relating to the impugned proceedings Na.Ka.No.10326/B3/98, dated 18.12.1998 and R.C.No.4103/B4/17, dated 04.08.2017, of the first respondent and the order Pr.AG(A&E)/PEN P23/12318739/3/R2318739, dated 29.08.2017 of the sixth respondent and to quash the same.

For Petitioner : Mr.J.David Ganesan

For Respondents : Mr.T.Amjad Khan
Government Advocate for R1
Mr.V.John Kennedy
for M/s.Father Xavier Associates for R2 to R5
Mr.P.Gunasekaran for R6
Mr.A.Ajith Geethan for R7



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W.P.(MD) No.11121 of 2018

ORDER

On the last hearing date i.e., on 05.08.2024, learned counsel for the petitioner sought time to get instructions with regard to the following submissions made by the learned counsels appearing for the respective respondents:

- (a) This writ petition has been filed, on the ground that despite the fact that the petitioner has succeeded before the Honourable Supreme Court, he has not been granted pension and instead, the seventh respondent alone is receiving pension.
- (b) This writ petition has now become infructuous, in view of the fact that subsequent to the filing of this writ petition, the petitioner has been receiving pension, as per the orders of the Honourable Supreme Court.



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W.P.(MD) No.11121 of 2018

2. Learned counsel for the petitioner is unable to report to this Court today as to whether the submissions made by the learned counsels appearing for the respective respondents, as extracted supra, are true or not, despite having been granted an opportunity for the same on the last hearing date i.e., on 05.08.2024. This writ petition is of the year 2018. This Court, therefore, will have to accept the submissions made by the learned counsels appearing for the respective respondents that this writ petition has now become infructuous.

3. Accordingly, this writ petition is dismissed as infructuous. No costs. Consequently, connected miscellaneous petitions are closed.

08.08.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes / No

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To:
The District Educational Officer,
Thoothukudi-628 003,
Thoothukudi District.



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W.P.(MD) No.11121 of 2018

ABDUL QUDDHOSE, J.

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