



W.A(MD)No.2157 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.10.2024

CORAM:

**THE HONOURABLE MR.JUSTICE R.SUBRAMANIAN
and
THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI**

W.A(MD)No.2157 of 2024

and

C.M.P.(MD)No.15178 of 2024

1.The Secretary to Government,
Education Department,
State of Tamil Nadu,
St. Fort George,
Chennai-9.

2.The Director of School Education,
D.P.I.Compound,
College Road,
Chennai-6.

3.The Chief Educational Officer,
Tirunelveli District,
Tirunelveli.

4.The District Educational Officer,
Tirunelveli District,
Tirunelveli

... Appellants / Respondents to 4

-VS-

1.Arulanthu

... 1st Respondent/ Writ Petitioner

2.The Correspondent,
St. Xaviers Higher Secondary
School,
Palayamkottai,
Tirunelveli District.

... 2nd respondent /5th respondent

PRAYER: Appeal filed under Clause 15 of Letters Patent, to set aside the order dated 19.09.2022 in W.P.(MD)No.9806 of 2019.



WEB COPY



W.A(MD)No.2157 of 2024

For Appellants : Mr.S.P.Maharajan,
Special Government Pleader

For R-1 : Mr.I.Pinaygash

JUDGMENT

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

Challenge is to the order directing approval of the appointment of the 1st respondent, namely, Arulanthu as a Junior Assistant at St. Xavier's Higher Secondary School, Palayamkottai. It is now stated that the appointment has since been approved. Be that as it may, this Court has repeatedly held that approval cannot be refused to posts which are sanctioned be it teaching or non teaching.

2. We are therefore, unable to fault the Writ Court for having directed approval. The fact that the approval has been granted on 09.09.2024 is also recorded. The writ appeal therefore fails, and it is accordingly dismissed. No costs. Consequently, connected miscellaneous petition is closed.

[R.S.M., J.]

[L.V.G., J.]

25.10.2024

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



W.A(MD)No.2157 of 2024

To

WEB COPY

- 1.The Secretary to Government,
Education Department,
State of Tamil Nadu,
St. Fort George,
Chennai-9.
- 2.The Director of School Education,
D.P.I.Compound,
College Road,
Chennai-6.
- 3.The Chief Educational Officer,
Tirunelveli District,
Tirunelveli.
- 4.The District Educational Officer,
Tirunelveli District,
Tirunelveli.



WEB COPY



W.A(MD)No.2157 of 2024
R.SUBRAMANIAN, J.
and
L.VICTORIA GOWRI, J.

Sml

W.A(MD)No.2157 of 2024

25.10.2024