



W.P.(MD).No.21828 of 2023

**BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT**

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**DATED : 30.09.2024**

**CORAM:**

**THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR**

W.P(MD)No.21828 of 2023

and

W.M.P(MD) Nos.18208 and 21358 of 2023

The Correspondent,  
St.Francis Xavier Higher Secondary School,  
Manguzhy, Neyoor – 629 802,  
Kanyakumari District.

... Petitioner

Vs.

1. The State of Tamil Nadu,  
Represented by its Secretary,  
Department of School Education,  
Fort St.George,  
Chennai – 600 009.
2. The Director of School Education,  
College Road, Chennai – 600 009.
3. The Chief Educational Officer,  
Kanyakumari District at Nagercoil,  
Kanyakumari District – 629 001.
4. The District Educational Officer,  
Nagercoil – 629 001.  
Kanyakumari District.

... Respondents



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**PRAYER:** Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records relating to the impugned Staff Fixation issued by the third respondent Chief Educational Officer for the academic year 2022-2023 in the petitioner school vide proceedings in Mu.Moo.No.9256/Aa1/2022, dated 09.01.2023, in so far as it excludes counting of student in entire English Medium sections in High School level for assessing staff strength under grant-in-aid scheme and thereby renders 10 teaching posts viz., 1 B.T.Assistant (Tamil) 3 B.T Assistant (Maths), 1 B.T Assistant (Science) 4 Secondary Grade Teacher and 1 Physical Education Teacher as surplus and the consequential order of deployment in Na.Ka.No.000835/A4/2023, dated 09.06.2023 deploying Mr.M.Robert Bellarmin, BT Assistant (Maths) to another school, quash the same.

For Petitioner : Mr.M.S.Rooshi Maas  
For M/s.Isaac Chambers

For Respondents : Mr.N.Satheesh Kumar  
Additional Government Pleader

### **ORDER**

The instant Writ Petition has been filed by an Aided Minority Institution, challenging the general instructions issued by the Chief Educational Officer, Kanyakumari, on 09.01.2023 followed by a consequential deployment order, dated 09.06.2023.



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2. Under the consequential impugned order, one M.Robert Bellarmin, B.T Assistant (Maths) was transferred from the petitioner school viz., St.Xavier Higher Secondary School, Pattarivilai.

3. On instructions, the learned Additional Government Pleader appearing for the respondents submits that the order of deployment has been recalled by the Chief Educational Officer, Kanyakumari and the teacher has been retained in the parent school itself.

4. Recording the same, this Writ Petition stands closed. There shall be no order as to costs. Consequently connected Miscellaneous Petitions are closed.

**30.09.2024**

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



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Kanyakumari District – 629 001.
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Kanyakumari District.



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**R.VIJAYAKUMAR,J.**

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