



W.P.(MD).No.23689 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.10.2024

CORAM:

THE HONOURABLE MR.JUSTICE R.VIJAYAKUMAR

W.P(MD)No.23689 of 2024

and

W.M.P(MD).Nos.20056 & 20057 of 2024

P.Nijam Devi

... Petitioner

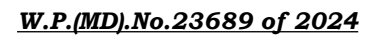
VS

1.The Chief Educational Officer,
Office of the Chief Educational Office,
Madurai,
Madurai District.

2. The District Educational Officer,
Office of the District Educational Office,
Tamukkam,
Madurai District.

3.The Correspondent,
Sirumalar Girls Higher Secondary School,
Nagamalai,
Madurai District.

... Respondents



For Petitioner : Mr.A.Nawazkhan
For Respondents Nos.1 & 2 : Mr.N.Satheesh Kumar
Additional Government Pleader

ORDER

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2. The petitioner herein was appointed as B.T.Assistant (History) in the 3rd respondent school on 12.06.2019. The school management has forwarded a proposal to the authorities for approval of the petitioner's appointment. The first respondent has rejected the said proposal on the sole ground that the petitioner has not passed the TET examination by way of impugned order dated 30.07.2024.

3. I have carefully considered the submissions made on either side and perused the materials available on record.

4. The Judgement of the Hon'ble Division Bench of this Court reported in **2023 (3) Law weekly Page.112 para 76(c)** has held that passing of TET examination is not mandatory either for appointment or for grant of increments for a teacher to be appointed in a minority institutions.

5. In view of the above said judgement, the order impugned in this writ petition is set aside and the matter is remitted back to the 1st respondent herein to pass order for approving the appointment of the writ petitioner with effect from 12.06.2019 and pass appropriate orders within a period of twelve (12) weeks from the date of receipt of copy of this order.



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6. With the above said observation, this writ petition stands allowed.

No costs. Consequently, connected miscellaneous petitions are closed.

22.10.2024

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



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- 3.The Correspondent,
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R.VIJAYAKUMAR,J.

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