



W.P.(MD)No.11111 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.04.2025

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THE HONOURABLE MR.JUSTICE BATTU DEVANAND

W.P.(MD)No.11111 of 2025

and

W.M.P(MD)No.8283 of 2025

Hindu Nadar Uravinmurai Committee Higher Secondary School,
Through its Secretary/Correspondent,
T.Thangaraj

... Petitioner

Vs.

- 1.The Director of School Education,
DPI Campus, College Road,
Chennai.
- 2.The Joint Director of School Education (Higher Secondary),
DPI Campus, College Road,
Chennai.
- 3.The Chief Educational Officer,
Chief Educational Office,
Tenkasi District,
Tenkasi.
- 4.The District Educational Officer (Secondary),
Chief Educational Office,
Tenkasi District, Tenkasi.

5.J.Nirmal Sobana

... Respondents



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PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorari, calling for the records of the impugned order passed by the fourth respondent herein in his proceedings in Na.Ka.No.5343/A3/2024 dated 25.03.2025 and quash the same.

For Petitioner : Mr.S.Vashik Ali

For R1 to R4 : Mr.T.Amjad Khan
Government Advocate

ORDER

This writ petition is filed by the petitioner school against the order passed by the fourth respondent, dated 25.03.2025, wherein, it is directed to conduct re-enquiry against the allegations levelled against the fifth respondent.

2. On perusal of the record, it appears that the petitioner levelled three charges against the fifth respondent on 26.01.2024. The fifth respondent submitted her explanation on 29.01.2024. Thereafter, the petitioner school framed three additional charges against the fifth respondent. Thereafter, an enquiry Officer was appointed and he conducted an enquiry. Subsequently, based on the enquiry report, the fifth respondent was removed from service by

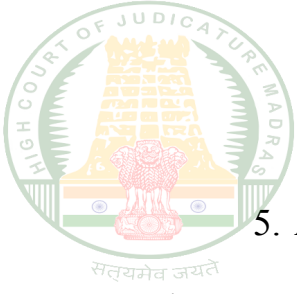


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the petitioner on 03.02.2024. Against the removal order of the petitioner, the fifth respondent preferred an appeal before the fourth respondent. Considering the appeal filed by the fifth respondent, the fourth respondent come to an opinion that the enquiry is not properly conducted. Accordingly, the fourth respondent directed to conduct re-enquiry by its order, dated 25.03.2025. Against the said order, the petitioner school filed this writ petition.

3. On careful examination of the order impugned in this writ petition, it appears that the fourth respondent while passing the impugned order has considered the entire issue comprehensively and pass reasoned order to direct the petitioner to conduct re-enquiry, in the considered opinion of this Court, there is no irregularity or infirmity in the order passed by the fourth respondent. In the opinion of this Court, no prejudice will be caused to the petitioner school if re-enquiry is conducted, as per the direction of the fourth respondent. The fifth respondent also will have fair opportunity to participate in the enquiry.

4. In view of the same, this Court is not inclined to interfere into the order impugned in this writ petition.



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5. Accordingly, this writ petition is dismissed. No costs. Consequently,
the connected miscellaneous petition is closed.

22.04.2025

NCC:yes/no
Index:yes/no
Internet:yes/no
Sn

To:

- 1.The Director of School Education,
DPI Campus, College Road,
Chennai.
- 2.The Joint Director of School Education (Higher Secondary),
DPI Campus, College Road,
Chennai.
- 3.The Chief Educational Officer,
Chief Educational Office,
Tenkasi District,
Tenkasi.
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BATTU DEVANAND, J.

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