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CONT.P(MD)No.1257 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.07.2025

CORAM

THE HONOURABLE MR.JUSTICE SHAMIM AHMED

CONT.P(MD)No.1257 of 2023

The Correspondent,
St. Antony's Higher Secondary School,
Enayam Puthenthurai - 629 193,
Kanyakumari District.

... Petitioner

vs.

The District Educational Officer,
Kuzhithurai, Kanyakumari District - 629 1935.

Now
S.K.Ravichandran,
District Educational Officer,
Marthandam - 629 165,
Kanyakumari District.

... Respondents

PRAYER: Contempt Petition filed under Section 11 of the Contempt of Court Act to punish the contemnors/respondents for their willful disobedience of the order passed in W.P.(MD)No.13253 of 2018, dated 27.06.2022.

For Petitioner	:Mr.S.C.Herold Singh
For Respondents	:Mr.D.Sadiq Raja, Additional Government Pleader



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ORDER

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This is a petition seeking initiation of contempt proceedings against the respondents for violation of the order, dated 27.06.2022 passed by this Court in W.P.(MD)No.13253 of 2018.

2.Heard Mr.S.C.Herold Singh, learned Counsel for the petitioner and Mr.D.Sadiq Raja, learned Additional Government Pleader for the respondents.

3.The Co-ordinate Bench of this Court, vide order, dated 27.06.2022 in W.P.(MD)No.13253 of 2018, had passed the following order:-

"3.The aforesaid extract is self-explanatory. As such, the very basis on which the approval application has been returned cannot be sustained in view of the decision of this Court (extracted above). Accordingly, the impugned order, dated 20.03.2018, is quashed. Consequently, there shall be a direction to the District Educational Officer, Kuzhithurai, Kanyakumari District to pass appropriate orders on the proposal re-submitted by the petitioner on 05.06.2018, approving the appointment of Sr.Gnana Savariammal for the post of BT Assistant (History) without insisting for deployment of surplus staff in Kanyakumari District, within a period of eight (8) weeks from the date of receipt of a copy of this order "

4.The learned Counsel for the petitioner submits that despite the judgment and order passed by this Court in W.P.(MD)No.13253 of 2018, dated 27.06.2022, the respondents have not complied with the directions of this Court and they have wilfully and deliberately flouting the orders passed by this Court, dated 27.06.2022. Thus, the learned Counsel submits that the respondents



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should be summoned and punished for committing contempt by exercising the powers under Sections 11 and 12 of the Contempt of Court Act, 1971.

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5.Today, when the matter is taken up, Mr.D.Sadiq Raja, learned Additional Government Pleader, who accepted notice on behalf of the respondents, in compliance of the order passed by this Court, dated 27.06.2022, produced a compliance affidavit along with an order, dated 11.04.2025 passed by the Chief Educational Officer, Kanyakumari. The order passed by the Chief Educational Officer, Kanyakumari, dated 11.04.2025 is taken on record. A copy of the order passed by the Chief Educational Officer, Kanyakumari, has also been given to the learned Counsel for the petitioner. Thus, the learned Additional Government Pleader submits that as the judgment and order passed by this Court has been fully complied with by the respondents, the respondents may be discharged from the present contempt proceedings and the present Contempt Petition may be disposed of.

6.Mr.S.C.Herold Singh, learned Counsel for the petitioner submits that he also received the copy of the order passed by the Chief Educational Officer, Kanyakumari, dated 11.04.2025 and submits that the respondents have made complied with the judgment and order passed by this Court 27.06.2022 passed in W.P.(MD)No. 13253 of 2018. Thus, he submits that he has no objection that the respondents may be discharged from the present contempt proceedings and



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the Contempt Petition may be disposed of.

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7.After considering the arguments, as advanced by the learned Counsel for the parties and after perusal of the order passed by this Court in W.P.(MD)No. 13253 of 2018, dated 27.06.2022 and the order passed by the Chief Educational Officer, Kanyakumari, dated 11.04.2025, this Court is also satisfied that the respondents have made fully complied with the directions issued by this Court and no useful purpose will be served in continuing the present contempt proceedings any further. Accordingly, the respondents are discharged from the present contempt proceedings and the present Contempt Petition is disposed of. The file is consigned to record. No order as to costs.

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

09.07.2025

cmr

To

1.The District Educational Officer,
Kuzhithurai, Kanyakumari District - 629 1935.

2.The District Educational Officer,
Marthandam - 629 165,
Kanyakumari District.



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SHAMIM AHMED, J.

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