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CONT.P(MD)No.383 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.06.2025

CORAM

THE HONOURABLE MR.JUSTICE SHAMIM AHMED

CONT.P(MD)No.383 of 2023

The Correspondent,
St.Aloysius Girls Higher Secondary School,
Thoothukudi - 628 001,
Thoothukudi District.

... Petitioner

-VS.-

1.The Director of School Education,
College Road, Chennai - 600 006,
Now As,
K.Nandhakumaran,
Commissioner of School Education,
College Road, Chennai - 600 006.

2.Balathandauthapani,
Chief Educational Officer,
Thoothukudi, Thoothukudi District.

3.S.Tamilselvi,
District Educational Officer,
Thoothukudi, Thoothukudi District.

... Respondents

PRAYER: Contempt Petition filed under Section 11 of the Contempt of Court to punish the respondent herein for her wilful and deliberate disobedience of the order of this Court, dated 02.09.2022 in Writ Petition (MD)No.17406 of 2022 under Article 215 of the Constitution of India read with Section 11 of the Contempt Courts Act, 1971.

For Petitioner	:Mr.K.Prabhu
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 02.09.2022 passed by this Court in W.P.(MD)No.17406 of 2022.

2.Heard Mr.K.Prabhu, 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 02.09.2022 in W.P.(MD)No.17406 of 2022, had passed the following order:-

“Accordingly, the impugned order dated Nil.07.2021, on the file of the fourth respondent is quashed. Consequently, there shall be a direction to the concerned Educational Authorities to forthwith pass orders, approving the appointment of Mrs.A.Mercy Stella to the post of P.G.Assistant (Tamil) in the petitioner school with effect from 12.06.2019, together with all service and monetary benefits within a period of four (4) 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.17406 of 2022, dated 02.09.2022, 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 02.09.2022. Thus, the learned Counsel submits that the respondents should be summoned and punished for committing contempt by exercising the powers under Sections 11 and 12 of the Contempt of Courts 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 02.09.2022, produced an order, dated 26.06.2023 passed by the second respondent. The order passed by the second respondent, dated 26.06.2023 is taken on record. A copy of the order passed by the second respondent 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.K.Prabhu, learned Counsel for the petitioner submits that he also received the copy of the order passed by the second respondent, dated 26.06.2023 and submits that the order passed by this Court W.P.(MD)No.17406 of 2022, dated 02.09.2022, has been fully complied with. He further submits that he has no objection that the respondents may be discharged from the present contempt proceedings and the Contempt Petition may be disposed of accordingly.



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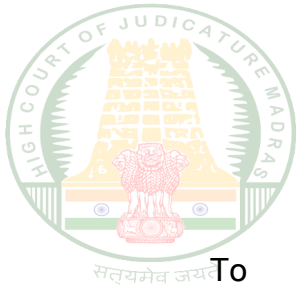
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7. After considering the arguments, as advanced by the learned Counsel for the parties and after perusal of the order passed by this Court in W.P.(MD)No. 17406 of 2022, dated 02.09.2022 and the order passed by the second respondent, dated 26.06.2023, 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

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SHAMIM AHMED, J.

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