



WEB COPY

W.A.No.597 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-04-2026

CORAM

THE HON'BLE MR JUSTICE R. SURESH KUMAR

AND

THE HON'BLE MR.JUSTICE N.SENTHILKUMAR

WA No. 597 of 2026

1. The State Of Tamil Nadu
Rep. by its Secretary, Education Department,
Secretariat, Chennai-9.
2. The Joint Director of School Education
(Secondary Education), College Road,
Chennai-6.
3. The Chief Educational Officer
Trichy District.
4. The District Educational Officer
Trichy District.

..Appellant(s)

Vs

1. Catherine Glory
2. The Correspondent
St Josephs Girls Higher Secondary School,
Ponmlaipatty, Trichirapalli.

..Respondent(s)

To set aside the Order dated 01.03.2023 made in WP No. 11539 of 2015
and allow the Writ Appeal.

For Appellant(s):

Mr.J.C.Durai Raj
Additional Government Pleader

For Respondent(s):

Mr.S.N.Ravichandran
for R1



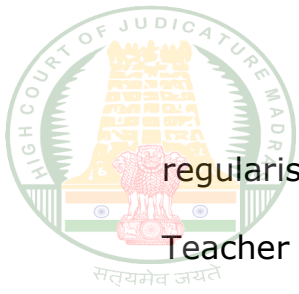
JUDGMENT

(Judgment of the Court was delivered by R.SURESH KUMAR, J.)

This writ appeal has been directed against the order passed by the Writ Court dated 01.03.2023 made in W.P.No.11539 of 2015.

2. The issue was that, the Teacher concerned, who is otherwise qualified to be a B.Ed. Graduate, had been appointed in the sanctioned vacancy of Secondary Grade Teacher and not only the said Teacher, several other Teachers with that qualification since have been appointed as Secondary Grade Teachers, the issue has ultimately come up before this Court in a batch of cases, where, without the proper qualification of Diploma in Teacher Education Course, whether the Teacher could be appointed as a Secondary Grade Teacher, as Child Psychology is one of the important subjects which has not been or never been taught to those Teachers, to deal with the students of the School upto second or third Standard.

3. That issue was ultimately decided by a Division Bench of this Court, where, the Government was directed to send all those Teachers, who were having the qualification of B.Ed. Degree to hold the post of B.T. Assistant, instead, since has been appointed as Secondary Grade Teachers, for Child Psychology Training for a particular period. Pursuant to the same, the Government passed orders in 2003 itself, allowing all those Teachers to take the Child Psychology Training in order to



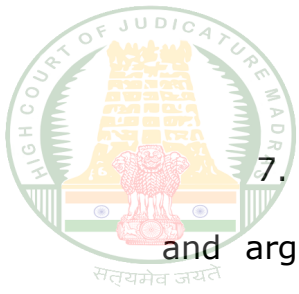
regularise or ratify their appointments to the post of Secondary Grade Teacher from the date of their initial appointment.

WEB COPY

4. Pursuant to the decision made by this Court and the orders passed in this regard by the Government, the Teachers, though not in one stroke, but in a phased manner, have been sent for Child Psychology Training. Some of them immediately have been sent for Training and some of them belatedly have been sent after several years.

5. Ultimately, the Teachers who were sent for Child Psychology Training after some years for want of availability in the Training Centres, whether those Teachers who completed Child Psychology Training after some years would be entitled to get regularisation as Secondary Grade Teachers from the date of their initial appointment or not was again the question to be decided by this Court in a number of cases. The present writ petition is also one such case, where, the very same issue had come, as the Teacher has not been given regularisation from the date of her initial appointment by citing the reason that the Teacher has gone for Child Psychology Training belatedly.

6. The learned Single Judge who passed the order impugned dated 01.03.2023 had allowed the writ petition by following some earlier orders passed in this regard.



7. Aggrieved over the same, this intra-Court appeal has been filed and arguments were advanced by *Mr.J.C.Durairaj*, learned Additional Government Pleader appearing for the appellants, to state that, the issue whether those Teachers who have been sent for Child Psychology Training belatedly would be entitled to get regularisation from the date of their initial appointment or not is still to be decided, for which, a detailed argument is necessitated was the view taken by a Division Bench by referring the matter in W.A.No.2406 of 2024 and etc. batch dated 20.08.2024. Therefore, this appeal also may be admitted and to be referred for detailed examination, he contended.

8. However, *Mr.S.N.Ravichandran*, learned counsel appearing for the respondent Teacher has brought to our notice that, the issue raised in the present appeal is no more *res integra*, as many number of such cases were already decided by various Division Benches of this Court and in this regard, he was able to refer to a Division Bench judgment dated 14.02.2024 made in W.A.No.795 of 2021, where one of us (*RSKJ*) is a party, whereby, by relying upon the earlier orders passed in two Division Benches made in W.A.(MD)No.231 of 2006 dated 17.08.2006 and W.A.No.956 of 2018 dated 04.07.2018, this Court dismissed the writ appeal filed by the State, confirming the law already been upheld by various Division Benches to the extent that those Teachers who have completed Child Psychology Training belatedly because of the reason not attributable on the part of the Teacher, but on the part of the employer,



would be entitled to get regularised from the date of their initial appointment. In order to have a clarity, the relevant portion of the order

passed by the Division Bench dated 14.02.2024 made in W.A.No.795 of 2021 is extracted hereunder:-

"3. The learned Judge in paragraph 5 of the impugned judgment relying upon the earlier judgments of the Division Bench in W.A.(MD).No.231 of 2006 dated 17.08.2006 and W.A.No.956 of 2018 dated 04.07.2018 has allowed the said writ petition.

4. The relevant portion of the order of the learned Judge, which is impugned herein reads thus:

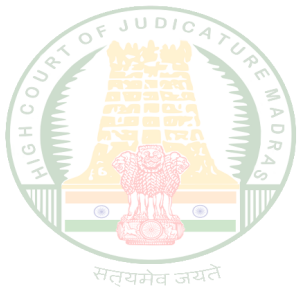
5. The issue that has been raised in this writ petition was considered by this Court in W.P.No.2426 of 2020 and an order was passed on 03.02.2020. The relevant portions in the order are extracted hereunder:

7. The issue that has been raised in the present writ petition is squarely covered by the earlier judgment of this Court in WA(MD).No.231 of 2006 dated 17.08.2006 and W.A.No.956 of 2018 dated 04.07.2018. The relevant portions of the judgment in W.A.No.956 of 2018 are extracted hereunder:

"4. In such a backdrop, the learned Single Judge having observed in para 23 of the order as under:~

"... Though the said order was passed by the Division Bench of this Court as early as on 29.06.2001, and during that period the petitioner also had been working at the fourth respondent school and a number of persons similarly placed like that of the petitioner had been sent for such training, the petitioner had not been sent for child psychology training for the reasons best known to the official respondents."

5. It is further observed by the learned Single Judge in para 29 of the order thus:



WEB COPY



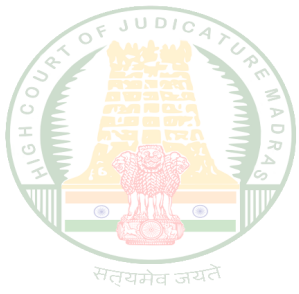
"This Court finds force with the said submission made by the learned counsel for the petitioner as in this case also the petitioner had been appointed in the year 1998 since then had been continuously working in the fourth respondent school that too in a sanctioned vacancy and after great struggle the petitioner also had completed the child psychology training, hence, she would be entitled to get the approval of her appointment from the date of her original appointment i.e., from 15.4.1998."

6. For the delay on the part of the appellants in sending the first respondent herein for the child psychology training as directed in the judgment of the Division Bench, the first respondent need not be made to suffer. In such view of the matter we do not find any reason to interfere with the order passed by the learned Single Judge. The appellants are directed to comply with the order passed by the learned single Judge, by approving the appointment of the first respondent herein from 15.04.1998 will all service benefits."

8. It is also seen from the records that appointment of similarly placed persons who had approached this Court has been approved from the date of appointment.

9. In the present case, the petitioner had joined the fifth respondent School as a Secondary Grade Teacher on 13.11.1998. The delay in sending the petitioner for Child Psychology Training cannot be put against the petitioner since he was not responsible for the delay. Therefore, as held by the Division Bench, the appointment of the petitioner will have to be approved with effect from 13.11.1998 onwards.

6. In view of the above order, the petitioner is also entitled for relief claimed by him. The 3rd respondent has already forwarded the recommendation to the 1st respondent and the 1st respondent is directed to pass orders in line with the earlier orders passed by this Court and grant regularization of services to the petitioner with effect from 01.08.1997. The order shall be passed within a period of six weeks from the date of receipt of copy of this order. The petitioner is directed to make a fresh representation to the 1st respondent along with a copy of this order.



WEB COPY

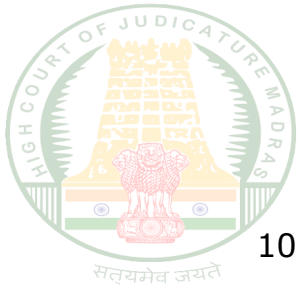


5. *Since number of orders have been passed by various Division Benches, where such an approval can be given from the date when the teachers were sent to child psychology training and not from the date when they actually completed the training belatedly because of the delay caused by the appellant Department.*

6. *In view of the same, since the prayer sought for in the writ petition since was allowed by the learned Judge, following the earlier judgments as quoted herein above, we are not inclined to interfere with the said judgment, which is impugned herein.*

7. *Resultantly, this Writ Appeal fails and accordingly, it is dismissed. No costs. Connected miscellaneous petitions are closed."*

9. Therefore, the issue has been made very clear and has been held unequivocally in more than one Division Bench judgments, as the latest judgment, as has been pointed out by the learned counsel appearing for the first respondent, is dated 14.02.2024. Resultantly, we have no hesitation to hold that, what has been decided by the learned Judge in the order impugned is completely in tune with the settled legal position, which is no more *res integra* and hence, the present attempt made by the appellants to assail the order impugned successfully has to be failed naturally and accordingly, the appeal fails and it is dismissed.



10. The directions given by the learned Writ Court through the order impugned, if not already complied, shall be complied within a period of two months from the date of receipt of a copy of this order. No costs. Consequently, C.M.P.No.5661 of 2026 is closed.

(R.S.K.,J.) (N.S.,J.)
07-04-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

(drm)



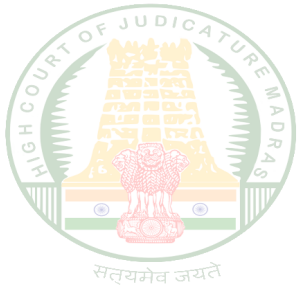
W.A.No.597 of 20



To:

1. The Secretary
The State Of Tamil Nadu
Education Department, Secretariat, Chennai-9.

2. The Joint Director of School Education
(Secondary Education), College Road,
Chennai-6.
3. The Chief Educational Officer, Trichy District.
4. The District Educational Officer, Trichy District.



WEB COPY

W.A.No.597 of 2026



R.SURESH KUMAR, J.
AND
N.SENTHILKUMAR, J.

(*drm*)

W.A.No.597 of 2026

07-04-2026