

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Special Original Jurisdiction)

Monday, the Twenty Seventh day of March Two Thousand and Twenty Three

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

WP(MD) No.6514 of 2023

G.AKILA

... PETITIONER

Vs

1 THE DISTRICT EDUCATIONAL OFFICER,
OFFICE OF THE DISTRICT EDUCATIONAL OFFICER,
THANJAVUR.

2 HAJI.S.MOHAMMED MEERASAHIB

3 THE SECRETARY
KHADIR MOHIDEEN GIRLS HIGHER SECONDARY SCHOOL
(M.K.N. MADHARASA TRUST - WAQF),
ADIRAMPATTINAM 614 701, THANJAVUR DISTRICT.

4 SURAJ

... RESPONDENTS

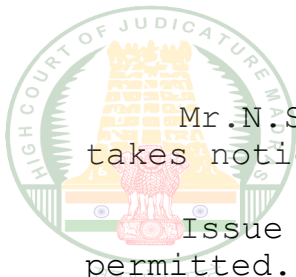
Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to issue a Writ of Certiorarified mandamus calling for the records relating to the impugned order of suspension purported to have been issued by the 2nd respondent in Rc.No. 1308/2023 dated 25.01.2023, quash the same and consequently direct the respondents herein to regularize the period of suspension of the petitioner with all monetary and service benefits.

ORDER : This petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S. JANAKIRAMULU. V, Advocate for the petitioner and of MR.N.SATHEESHKUMAR, Additional Government Pleader on behalf of the 1st Respondent, while admitting the Writ Petition, the court made the following order:-

Admit.

Issue Rule Nisi.

Call for the records by 24.04.2023.



Mr.N.Satheeshkumar, learned Additional Government Pleader, takes notice for the 1st respondent.

Issue notice to the respondents. Private notice is also permitted.

WEB COPY

2.This writ petition is filed challenging the suspension order, dated 25.01.2023.

3.The suspension order is passed by the Secretary of the School. There are several allegations stated in the affidavit.

4.When the writ petition was taken up today, ie., 27.03.2023, the learned Additional Government Pleader appearing for the respondents was directed to take written instructions from the respondents and report the same before this Court.

5.When the case was again taken up at 02.15 pm, the learned Additional Government Pleader appearing for the respondents submitted that the sexual harrasment allegation was enquired into by the District Welfare Officer and it was stated that there was no witness on behalf of the petitioner from the same School. Moreover, the petitioner has submitted the complaint after a lapse of seven months. Therefore, the District Welfare Officer has come to the conclusion that there is no *prima facie* case.

6.Unless a thorough enquiry is made, proper orders cannot be passed in this writ petition. Therefore, for the time being, the 1st respondent is directed to accommodate the petitioner in any one of the aided Schools until the disposal of this writ petition.The respondents are directed to file counter affidavit.

7.Post the case on 24.04.2023.

sd/-
27/03/2023

/ TRUE COPY /

/03/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TMG
TO

THE DISTRICT EDUCATIONAL OFFICER,
OFFICE OF THE DISTRICT EDUCATIONAL OFFICER,
THANJAVUR.

+1. CC to MR.JANAKIRAMULU. V, Advocate

SR.No.5112(I)
ORDER
IN
WP(MD) No.6514 of 2023
Date :27/03/2023