

**IN THE HIGH COURT OF MANIPUR : AT IMPHAL**

**W.P.(C) No. 543 of 2020**

***Shri Kh. Jashobanta Singh, PGT***

***... Petitioner***

**-Versus-**

**The Manipur Public School Society & 2 ors.**

***...Respondents***

**B E F O R E**

**HON'BLE MR. JUSTICE KH. NOBIN SINGH**

***(Video Conference)***

**21.10.2020**

Heard Mr. I. Lalitkumar, learned Sr. Advocate appearing for the petitioner; Mr. H. Devendra, learned GA for the respondent No. 1 and Mr. A. Golly, learned Advocate for the respondent No. 3.

**[2]** According to the petitioner, he being M.Sc.(Chem.), B.Ed. is presently serving as a Post Graduate Teacher (PGT), Chemistry in the Manipur Public School, Koirengei, Manipur. He was initially appointed as Assistant Teacher vide order dated 12.09.1986 issued by the Principal for a period of 3(three) months, which was extended from time to time by issuing various orders. Later, on the recommendation of the DPC, the petitioner was appointed as Assistant Teacher vide order dated 23.07.1988.

**[3]** A tentative Seniority List of the teaching staff of the Manipur Public School was published vide Notification dated 02.01.2013 inviting objections to be submitted by all concerned on or before 18.01.2013. Although no objection was received from the teaching staff, the tentative seniority list was never finalized.

**[4]** Due to non finalization of the Seniority List as well as Recruitment Rules for the post of the Principal and the Vice Principal, the petitioner approached this Court by way of a writ petition being WP(C) No. 411 of 2017 which was disposed of vide this Court's order dated 08.10.2018 directing the Manipur Public School to finalize the Recruitment Rules and that thereafter, the appropriate steps be taken to finalize the Seniority List.

**[5]** The Secretary, Manipur Public School Society issued an order dated 23.09.2019 whereby the Seniority Lists of PGT's and TGT's were finalized and published accordingly.

**[6]** The present Principal which is working on in-charge basis, is going to retire from service w.e.f. 31.10.2020 and the present petitioner being the senior-most teacher amongst the PGTs, submitted a representation dated 07.10.2020 to the Secretary, Manipur Public School praying for consideration of his case for appointment as the Principal on in-charge basis. In the meantime, it is learnt by the petitioner from the reliable source that the concerned authorities vide their letter dated 03.10.2020, have proceeded with the appointment of Shri N. Gunamani Singh, PGT as the Vice Principal. According to the petitioner, Shri N. Gunamani Singh, PGT is junior to him.

**[7]** The case of the petitioner, in short, is that while considering the case of a teacher for appointment either to the post of the Vice-Principal or the Principal, the final Seniority list dated 23.09.2019 ought to be taken into account and that the letter dated 03.10.2020 is misleading and incomprehensive. Being aggrieved by the inaction on the part of the respondents, the instant writ petition has been filed by the petitioner.

[8] When the matter is taken up for consideration, it has been submitted by Mr. I. Lalitkumar, learned Sr. Advocate appearing for the petitioner that the instant Writ Petition can be disposed of by issuing an innocuous order and accordingly, the present writ petition stands disposed of with the direction that the respondents shall consider the representation dated 07.10.2020 submitted by the petitioner within a period of 2(two) weeks from the date of receipt of a copy of this order by issuing a speaking order in respect thereof.

Copies of this order shall be sent to the learned counsels appearing for the parties through their WhatsApp/e-mail.

JUDGE

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