

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE N.NAGARESH

FRIDAY, THE 30TH DAY OF DECEMBER 2022 / 9TH POUSHA, 1944

WP(C) NO. 42937 OF 2022

PETITIONERS:

SHIVANANDHA N

AGED 16 YEARS

**D/O DIVYA N, NANDIYATH HOUSE, PATHIPALA P O,
MOKERI, KANNUR DISTRICT, THALASSERY - 670691,
MINOR REPRESENTED BY HER MOTHER AND NATURAL
GUARDIAN DIVYA N, W/O VINOD, AGED 45 YEARS,
NANDIYATH HOUSE, PATHIPALAM P.O.MOKERI,
KANNUR DISTRICT, THALASSERY - 670691.**

BY ADVS.

N.K.KARNIS

LATHEESH SEBASTIAN

RESPONDENTS:

- 1 THE DIRECTOR OF PUBLIC EDUCATION
JAGATHY, THIRUVANANTHAPURAM - 695014.**
- 2 THE GENERAL CONVENER,
KERALA SCHOOL YOUTH FESTIVAL 2022 - 2023,
KOZHIKODE - 673001.**
- 3 THE CONVENER,
PROGRAM COMMITTEE, KERALA SCHOOL YOUTH FESTIVAL
2022- 2023, KOZHIKODE -673001.**
- 4 THE DEPUTY DIRECTOR OF EDUCATION,
OFFICE OF DEPUTY DIRECTOR OF EDUCATION,
KANNUR - 670001.**

SMT.ANIMA GP

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 30.12.2022, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

JUDGMENT

Dated this the 30th day of December, 2022

The petitioner participated in the “HSS-Nangiyar Koothu” competition in the District Level School Youth Festival of Kannur District. The petitioner lost the first prize by three marks.

2. The petitioner states that the mat was not properly laid on the stage, which adversely affected the petitioner’s performance. The respondents ought to provided proper infrastructure for all competitors.

3. Heard.

4. This Court has held in the judgment in W.P.(C) No.40794 of 2022 and connected cases that in exercise of the powers under Article 226 of the Constitution of India, this

Court cannot assess and adjudicate as to the sufficiency of the infrastructure availability in the competition. It is a matter falling within the province of factual adjudication.

For the above reason, the writ petition is dismissed.

Sd/-
N.NAGARESH
JUDGE

spk

APPENDIX OF WP(C) 42937/2022

PETITIONER EXHIBITS

Exhibit P1	TRUE COPY OF THE ORDER OF THE 4TH RESPONDENT DATED 08.12.2022 BEARING NO. E3/7062/2022.
-------------------	--