

State of Kerala, vs the Manager,

State of Kerala, vs the Manager,

SooperKanoon Citation : sooperkanoon.com/1855103

Court : Kerala

Decided On : Jul-12-2019

Judge : Honourable Mr.Justice K.Vinod Chandran,Honourable Mr.Justice V.G.Arun

Appeal No. : WA/173/2019

Appellant : State of Kerala,

Respondent : The Manager,

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.173 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7980/2018(V) OF HIGH COURT OF KERALA

APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM, PIN-695 001. 2 THE ASSISTANT

EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, CHAVARA P.O., KOLLAM-691 583. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 THE MANAGER, MAHATMA PUBLIC SCHOOL, KOTTACKAKOM, CHAVARA P.O., KOLLAM,PIN-691 583.

2 SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA,2,COMMUNITY STREET, PREET VIHAR ,NEW DELHI-110092 (ADDL.R2 IMPEADED AS PER ORDER DATED 31/1/2019 IN I.A.NO.2/2019 IN WA

SRI.C.S.AJITH PRAKASH SRI.NIRMAL S., SC, CBSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.1622/2018 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 2 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.1622 OF 2018 AGAINST THE ORDER/JUDGMENT IN WPC 7794/2018 DATED 05-07-2018 OF HIGH COURT OF KERALA APPELLANT/S: MANAGER, FR. SOSIO'S ENGLISH MEDIUM SCHOOL, PAVUMBA, KOIVILA, KOLLAM - 691 590. SRI.MOHAN JACOB GEORGE SMT.NIGI GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS RESPONDENT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM - 695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM - 695 014. 3 DISTRICT EDUCATIONAL OFFICER, KOLLAM- 691 001. 4 DEPUTY DIRECTOR OF EDUCATION, KOLLAM - 691 001. W.A.No.173 of 2019 & - 3 - 5

ASSISTANT EDUCATIONAL OFFICER, CHAVARA - 691 583, KOLLAM DISTRICT. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 4 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.1655 OF 2018 AGAINST THE ORDER/JUDGMENT IN WPC 11612/2018 DATED 05-07-2018 OF HIGH COURT OF KERALA APPELLANT/S:

SR. LEONI MANIMALA, MANAGER, ST. BENEDICT ENGLISH MEDIUM SCHOOL, SHANTI NIVAS, PINEAPPLE JUNCTION, PUNALUR, KOLLAM - 691305. SRI.MOHAN JACOB GEORGE SRI.T.K.NAVAS SMT.NIGI GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS RESPONDENT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 DISTRICT EDUCATIONAL OFFICER, PUNALUR - 691 305. 4 DEPUTY DIRECTOR OF EDUCATION, THEVALLY P.O., KOLLAM - 691 009. W.A.No.173 of 2019 & - 5 - 5 CENTRAL BOARD OF SECONDARY EDUCATION, AFFILIATION BRANCH, SHIKSHA KENDRA, 2 COMMUNITY CENTRE, PREET VIHAR, DELHI - 110 092, REPRESENTED BY ITS SECRETARY. SRI.C.P.SUDHAKARA PRASAD (SR.) SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 6 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.1932 OF 2018 AGAINST THE ORDER/JUDGMENT IN WP(C) 10502/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: MANAGEMENT ASSOCIATION OF CHRISTIAN MINORITY SCHOOLS, REPRESENTED BY ITS PRESIDENT REV. FR. VARGHESE MANICKANAMPARAMBIL, CMI, HAVING REGISTERED OFFICE AT ST.ARNOLDS NORTH ADUVASSERY, S.ADUVASSERY P.O., ERNAKULAM, PIN - 683 578.

JOSE ABRAHAM SRI.MANU SRINATH SRI.N.RAGESH SRI. SANJAY R HEGDE, SR RESPONDENT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PIN CODE-695001. W.A.No.173 of 2019 & - 7 - 3 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY ITS CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE,PREET VIHAR, NEW DELHI-110301. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

SRI.NIRMAL. S THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 8 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.2051 OF 2018 AGAINST THE ORDER/JUDGMENT IN WP(C) 10064/2018(G) OF HIGH COURT OF KERALA

APPELLANT/S:

1 LE MER PUBLIC SCHOOL THRIIPRAYAR, NATTIKA P.O., THRISSUR - 680 566, REPRESENTED BY ITS MANAGER MOHAMMED ALI I. 2 ANSAR ENGLISH SCHOOL, PERIMPILAVU P.O, PIN 680 519, REPRESENTED BY THE MANAGER MR. SHAJU MOHAMMEDUNNY. 3 MADAR ENGLISH SCHOOL, P.O VADANAPILLY, PIN 680 614, REPRESENTED BY ITS PRINCIPAL SAIDUMUHAMMED K I 4 ST.VINCENT PALLOTTI CENTRAL SCHOOL, OLLUKARA P.O., KALATHODE, PIN - 680 655 REPRESENTED BY ITS MANAGER FR.GEORGE MADEIKKAL. 5 NIRMAL JYOTHI CENTRAL SCHOOL, PAZHAMUKKUM MUNDOOR, PIN - 680 541 REPRESENTED BY ITS PRINCIPAL SR.LISAMMA MATHEW C. 6 ST.JOSEPH'S ENGLISH MEDIUM SCHOOK, PAZHOOKKARA, ANNALLOOR CHALAKUDY, PIN - 680 731 REPRESENTED BY ITS MANGER SR.LIJI JOSEPH. 7 AL AZHAR ENGLISH MEDIUM SCHOOL, MANAKODI, PIN - 680 617 REPRESENTED BY ITS MANAGER AFRATHIM A HAMZA. W.A.No.173 of 2019 & - 9 - 8 CARMEL CENTRAL SCHOOL, P.O.VALAPAD, PIN - 680 567 REPRESENTED BY ITS PRINCIPAL DR.SR.MARRIETTE A THERATTI. 9 ST.PAUL'S PUBLIC SCHOOL, KURIYACHIRA, PIN - 680 006 REPRESENTED BY ITS MANAGER DR.SR.LISSY JOHN IRIMPAN. 10 ST.ELIZABETH ENGLISH MEDIUM SCHOOL, PONGANAMKAD, KURICHIKKARA P.O., PIN-680028, REPRESENTED BY ITS MANAGER, SR.MARIA. 11 FR.PAUL CHITILAPILLY MEMORIAL PUBLIC SCHOOL, ENGANDIYUR, THRISSUR, PIN-680615, REPRESENTED BY ITS PRINCIPAL, FR.CHRISTON J.PERUMATTIL. 12 SIR SYED ENGLISH SCHOOL, PUTHUMANASSERY, PAVARATTY, PIN-680507, REPRESENTED BY ITS PRINCIPAL NIYAS CHIRAKKARA. 13 SAL SABEEL GREEN SCHOOL, KIRALLOOR, PIN-680601, REPRESENTED BY ITS PRINCIPAL, SAINABA A.M. 14 ST.JUDE PUBLIC SCHOOL, KUTTANELLOOR P.O., ELAMTHURUTHY, PIN-680014, REPRESENTED BY ITS PRINCIPAL, SR.BILPHY PAUL. 15 SANTA MARIA ACADEMY, VALLACHIRA, PIN-680562, REPRESENTED BY THE MANAGING TRUSTEE MOLLY THAYYIL, THOMAS CHERIYAN EDUCATIONAL TRUST. 16 AMALA MARY RANI PUBLIC SCHOOL, AMALANAGAR, THRISSUR, PIN-680555, REPRESENTED BY ITS MANAGER, SR.STARLET SCARIA. 17 LITTLE FLOWER PUBLIC SCHOOL, MURINGOOR, CHALAKUDY, PIN-680316,

REPRESENTED BY ITS PRINCIPAL, SR.NANCY MARIA. 18 JESUS ACADEMY, THALORE P.O., THRISSUR, PIN-680306, REPRESENTED ITS PRINCIPAL, SR.ANJUMOL KURIAN. 19 ST.RAPHAEL'S PUBLIC SCHOOL, KALLUR, THRISSUR-680317, REPRESENTED BY ITS PRINCIPAL, FR.SHAJU CHIRAYATH. W.A.No.173 of 2019 & - 10 - 20 ST.ALPHONSA PUBLIC SCHOOL, PATTIKAD P.O., THRISSUR, PIN-680652, REPRESENTED BY FR.BESTIN KAKKASSERY. 21 GUARDIAN ANGELS ENGLISH MEDIUM SCHOOL, P.O.KAINOOR, PUTHUR, PIN-680014, REPRESENTED BY ITS MANAGER, SR.MARIA LIGI. 22 FR.MATHEW ALAKALAM PUBLIC SCHOOL, MEECHIRA, P.O.KODASSERY, CHALAKUDY, PIN-680721, REPRESENTED BY ITS MANAGER, FR.BENNY VARGHESE. 23 M.E.S. PUBLIC SCHOOL, P.O.VEMBALLUR, KODUNGALLUR, PIN-680671, REPRESENTED BY ITS SECRETARY AND CORRESPONDENT, K.K.MOHAMMED HASSAN. 24 J AND J ENGLISH MEDIUM SCHOOL, KARUPADANNA, PIN-680670, REPRESENTED BY ITS CHAIRMAN, P.S.VEERAN. 25 HOLY GRACE ACADEMY, KURUVILASSERY, MALA, PIN-680735, REPRESENTED BY ITS CHAIRMAN, JOSE KANNAMPILLY. 26 VIMAL JYOTHI CENTRAL SCHOOL, MUPLIYAM, PIN-680312, REPRESENTED BY ITS PRINCIPAL, TESSY CHANTRANKUNNEL. 27 ALBAB CENTRAL SCHOOL, KATTOOR P.O., PIN-680702, REPRESENTED BY ITS MANAGER, YOUSUF SIDDIQUE. 28 NIRMALA MATHA CENTRAL SCHOOL, EAST FORT, THRISSUR, PIN-680005, REPRESENTED BY ITS PRINCIPAL SR.LINSA MARIA SABS. 29 CRESCENT PUBLIC SCHOOL, CHALAKUDY-680307, REPRESENTED BY THE CHAIRMAN, CRESCENT EDUCATIONAL SOCIETY, MOHAMED IQBAL P.B. 30 M.I.C. ENGLISH SCHOOL, AGALAD, PIN-680516, REPRESENTED BY ITS MANAGER, SHANAVAS K.V. 31 CSM CENTRAL SCHOOL, P.O.EDASSERY, THALIKULAM, PIN-680569, REPRESENTED BY ITS MANAGER, P.K.HYDARALI. W.A.No.173 of 2019 & - 11 - 32 RAJAH SENIOR SECONDARY SCHOOL, CHAVAKKAD, PIN-680506, REPRESENTED BY ITS MANAGER, HANEEFA A.M. 33 AL-ISLAH ENGLISH SCHOOL, ERANELLUR P.O., KECHERY, 680503, REPRESENTED BY ITS MANAGER, ABDUSSAMAD M. 34 UMARIYYA PUBLIC SCHOOL, P.O.VALLIVATTOM, PIN-680123, REPRESENTED BY ITS SCHOOL SECRETARY, SHAJI M.S. 35 AL AQSA PUBLIC SCHOOL, KATHIKODE,

KOOLIMUTTAM, PIN-680691, REPRESENTED BY ITS MANAGER, MOHAMMED SUHAIL P.M. 36 MAHMOODIYA ENGLISH SCHOOL, PERINJANAM, PIN-680686, REPRESENTED BY ITS MANAGER, MUFTHIKHER AHMED. 37 NIRMALA MATHA CONVENT SCHOOL, EYYAL, KECHERY, PIN-680501, REPRESENTED BY ITS PRINCIPAL, SR.SHAN MARIA. 38 GOOD SHEPHERD'S CENTRAL SCHOOL, MULLASSERY, PIN-680509, REPRESENTED BY ITS PRINCIPAL, FR.SOLY THATTIL. 39 AL FOUZ JAMIA ENGLISH SCHOOL, P.O.VENGOOR, MALAPPURAM, PIN-679325, REPRESENTED BY ITS MANAGER, ABDUL HAMEED.

40 MIC ENGLISH SCHOOL, KAIPAMANGALAM, PIN-680681, REPRESENTED BY ITS MANAGER, ABDUL RASHEED K.A. 41 NOTRE DAM SCHOOL, CHAIPPANKUZHAY P.O., PIN-680724, REPRESENTED BY ITS PRINCIPAL, SR.RANJANA.

42 AL AZHAR CENTRAL SCHOOL, MALA, PARANATTUKUNNU, PIN-680732, REPRESENTED BY ITS SECRETARY, MOHAMMED ALI M.I. 43 ST.JOHNS ACADEMY, VETTUKAD P.O., THRISSUR - PIN-680014, REPRESENTED BY ITS PRINCIPAL, SR.AISHWARYA. W.A.No.173 of 2019 & - 12 - 44 AES PUBLIC SCHOOL, ERUMAPETTY, THRISSUR, PIN-680584, REPRESENTED BY ITS PRINCIPAL, SUMA V.S. 45 HOLY CROSS C.B.S.E. SCHOOL, ARTHAT, PIN-680521, REPRESENTED BY ITS MANAGER, FR.DR.JOSHY PAROKKARAN. 46 ST.DOMINIC'S CONVENT ENGLISH MEDIUM SCHOOL, VELLANI, PIN-680701, REPRESENTED BY ITS PRINCIPAL, SR.JOPHY K.L. 47 ST.JOSEPH'S PUBLIC SCHOOL, ANANDAPURAM, PIN-680323, REPRESENTED BY ITS PRINCIPAL, SR.NAYYA. 48 IG ENGLISH SCHOOL, CHIRAKKAL, KATTAKAMBAL, PIN-680544, REPRESENTED BY ITS PRINCIPAL, ASHARAF JAMALUDEEN. 49 PALLOTTI HILL PUBLIC SCHOOL, AGASTIANMUZHI, MUKKAM, KOZHIKODE-673602, REPRESENTED BY ITS MANAGER, FR.ANTONY K.A.

50 BLOOMING BUDS BETHANIA ENGLISH SCHOOL SENIOR SECONDARY, VELLITHIRUTHY, MARATHAMCODE, PIN-680604, REPRESENTED BY ITS MANAGER, FR.SOLOMON OIC.

51 AL-IRSHAD ENGLISH SCHOOL, ARSHAD NAGAR, P.O.KILLIMANGALAM, PIN-680591, REPRESENTED BY ITS PRINCIPAL, NEJUMA P.A. 52 AMAL ENGLISH SCHOOL, CHEMMANNUR P.O., PUNNAYURKULAM, PIN-679561, REPRESENTED BY ITS CHAIRMAN ARAKKAL KHALID. 53 DEVAMATHA CMI PUBLIC SCHOOL, THIRUVAMBADY P.O., PATTURAICKAL, PIN-680022, REPRESENTED BY ITS PRINCIPAL, FR.SHAJU EDAMANA CMI. 54 SAI SABEEL CENTRAL SCHOOL, MUNDUR, P.O.PERUMANGALAM, PIN-680545, REPRESENTED BY ITS MANAGER, P.K.KADERMON. 55 VIMALAGIRI PUBLIC SCHOOL, KARUVANKAD, KUNDUKKAD, PIN-680028, REPRESENTED BY ITS MANAGER, FR.JOSEPH THAZHATHEL. W.A.No.173 of 2019 & - 13 - 56 TALENT PUBLIC SCHOOL, AARATTUVAZHY ROAD, NARAKKAL, PIN-682505, REPRESENTED BY ITS DIRECTOR, ABDUL KALAM K.I. 57 EXCEL PUBLIC SCHOOL, ARTHAT P.O., KUNNAMKULAM, THRISSUR, PIN-680521, REPRESENTED BY ITS MANAGER, VICTOR I.THEKKEKARA. 58 GOOD HOPE ENGLISH MEDIUM SCHOOL, NILAMBUR-679329, REPRESENTED BY ITS MANAGER, M.ABDUL AZEEZ. 59 AL-FALAH ENGLISH MEDIUM SCHOOL, WEST KAIPURAM, NADUVATTAM-679308, REPRESENTED BY ITS MANAGER, K.K.HANEEFA. 60 YAMANIYYA ENGLISH MEDIUM SCHOOL, ANCHAMILE, POOKKOTTUMPADAM P.O., PIN-679332, REPRESENTED BY ITS SECRETARY, P.HAMSA. 61 NAJATH ENGLISH MEDIUM SCHOOL, KARUVARAKUNDU, PIN-676523, REPRESENTED BY ITS PRINCIPAL, DR.MUHAMMED ASHRAF. 62 I.S.S. ENGLISH MEDIUM SENIOR SECONDARY SCHOOL, PONNIAKURSSI P.O., PERINTHALMANNA-679322, REPRESENTED BY ITS MANAGER, K.MOHAMMEDALI. 63 MADARU DA'WATHIL ISLAMIYYA MDI SCHOOL, KRULAI P.O., - 679330, MALAPPURAM DISTRICT, REPRESENTED BY ITS MANAGER, SHOUKATHALI K.

64 GUIDANCE PUBLIC SCHOOL, GUIDANCE NAGAR, MUNDA, REPRESENTED BY ITS PRINCIPAL, RAFEEQ MUHAMMED. 65 MSI ENGLISH SCHOOL, VIDYA NAGAR, NILAMBUR, PIN- REPRESENTED BY ITS MANAGER, ABDURAHIMAN. 66 AL-IHSAN ENGLISH SCHOOL, VENGARA O.K MURI P.O., MALAPPURAM DISTRICT-676519, REPRESENTED BY ITS GENERAL MANAGER HAMIDALI K. 67 LITTLE FLOWER ENGLISH MEDIUM SCHOOL, THARISH P.O.-676523 KARUVARAKUNDU, MALAPPURAM

DISTRICT, REPRESENTED BY ITS PRINCIPAL SR.STEPHY THOMAS.

W.A.No.173 of 2019 & - 14 - 68 FAZI-E-OMAR PUBLIC SCHOOL, KARULAI, PIN-679330, REPRESENTED BY ITS PRINCIPAL, JESSY T.J. 69 GRACE VALLEY PUBLIC SCHOOL, MARAVATTAM, CHENGOTTOOR P.O., MALAPPURAM DISTRICT, KERALA-676503, REPRESENTED BY ITS MANAGER, S.HAMEED HAJI. 70 ORPHANAGE ENGLISH MEDIUM SCHOOL, PALAD, MANIMOOLY P.O., MALAPPURAM DISTRICT, PIN-67933, REPRESENTED BY ITS MANAGER A.ABDULLA. 71 PRAISE WILL PUBLIC SCHOOL, EDAVANNA, VELLCHAL, PERAKAMANNA, PIN-676541, REPRESENTED BY ITS SECRETARY, M.ISMAIL. 72 NICT ENGLISH MEDIUM SCHOOL, KUTTIKKAD, MOOTHEDAM P.O., MALAPPURAM, PIN-679331, REPRESENTED BY ITS SECRETARY, MOIDEEN M.K. 73 CARMELGIRI ENGLISH SCHOOL, THALANJI, CHUNGATHURA, PIN-679334, REPRESENTED BY ITS MANAGER, SR.JEESA.

74 THE SPRINGS INTERNATIONAL SCHOOL, TANA, NILAMBUR, PIN-676542, REPRESENTED BY P.MOHAMED SALI, CHAIRMAN AND MANAGING TRUSTEE, PKM EDUCATIONAL AND CHARITABLE TRUST, MANJERI. K.K. PREMALAR SRI.VISHNU JYOTHIS LAL SRI.N.N.SUGUNAPALAN (SR.) RESPONDENT/S: 1 THE MANAGER, MALABAR ENGLISH MEDIUM SCHOOL, POTHANUR, POLPPAKARA, MALAPPURAM - 676 576. 2 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695 001. W.A.No.173 of 2019 & - 15 - 3 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM 695 014 4 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM 676 101 5 THE DISTRICT EDUCATIONAL OFFICER TIRUR, MALAPPURAM DISTRICT 676 101 6 THE ASSISTANT EDUCATIONAL OFFICER, EDAPPAL, MALAPPURAM DISTRICT 676 576 7 THE UNION OF INDIA, REPRESENTED BY ITS SECRETARY, HUMAN RESOURCES DEVELOPMENT DEPARTMENT, NEW DELHI 110 001. 8 THE CENTRAL BOARD OF SECONDARY EDUCATION, AFFILIATION BRANCH, SHIKSHA KENDRA, 2 COMMUNITY CENTRE, PREET VIHAR, NEW DELHI 110 092, REPRESENTED BY ITS SECRETARY. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT

PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.JAISHANKAR V.NAIR, CGC SRI.NIRMAL S., SC, CBSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 16 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 W.A.No.2140 OF 2018 AGAINST THE ORDER/JUDGMENT IN WP(C) 17890/2017(I) OF HIGH COURT OF KERALA APPELLANT/S: MANAGER, PEACE PUBLIC SCHOOL, M.P.CAMPUS, PERIYADKA, P.O.SIRIBAGILU, KASARGOD, PIN-671 124. SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE RESPONDENT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695 001. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KASARGOD-671 121. W.A.No.173 of 2019 & - 17 - 4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KASARGOD-671 121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 18 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 W.A.No.2284 OF 2018 AGAINST THE ORDER/JUDGMENT IN WP(C) 7654/2018(F) OF HIGH COURT OF KERALA APPELLANT/S: CHAIRMAN, AKSHARAMUTTAM ENGLISH MEDIUM SCHOOL, SCHOOL JUNCTION, MURINJANKAL P.O., PATHANAMTHITTA DISTRICT, PIN - 689 693.

SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE RESPONDENT/S: 1 MANAGER, GOOD SHEPHERD CENTRAL SCHOOL, KOLLA P.O., KARUNAGAPPALLY, KOLLAM -690 536. 2 MANAGER, ST. MARY'S MODEL SCHOOL, KODAL P.O., PATHANAMTHITTA DISTRICT, PIN-689 693. 3 MANAGER, MARTHOMAN VIDYAPEEDOM, NIRANAM P.O., THIRUVALLA, PATHANAMTHITTA-689 621. 4 MANAGER, OXFORD SCHOOL, KANJIPPUZHA, VALLIKUNNAM P.O., ALAPPUZHA-690 501. W.A.No.173 of 2019 & - 19 -

5 MANAGER, SCIENTIFIC ACADEMY ENGLISH MEDIUM SCHOOL, TOWN ROAD, VADASSERYKARA P.O., PATHANAMTHITTA -689 662. 6 MANAGER, NATH MEMORIAL ENGLISH MEDIUM SCHOOL, NEAR ARMY RECRUITMENT OFFICE, POOJAPPURA, THIRUVANANTHAPURAM-695 012. 7 MANAGER, AKSHAYA ENGLISH MEDIUM SCHOOL, CHERUKOLE P.O., KOZHENCHERRY, PATHANAMTHITTA -689 650. 8 MANAGER, MAHATMA ENGLISH MEDIUM SCHOOL, KATTANAM, PALLICKAL P.O., ALAPPUZHA-690 503.

9 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 039. 10 DIRECTOR OF PUBLIC INSTRUCTION, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM-695 014. 11 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 001. 12 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA-689 645. 13 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA-688 001. 14 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695 001.

15 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA-689 621, PATHANAMTHITTA DISTRICT. 16 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, MAVELIKKARA-690 101, ALAPPUZHA DISTRICT. W.A.No.173 of 2019 & - 20 - 17 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA , PIN-689 654.

18 DISTRICT EDUCATIONAL OFFICER, RANNI-689 672, PATHANAMTHITTA DISTRICT. 19 DISTRICT EDUCATIONAL OFFICER, KOLLAM-691 001. 20 ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY-689 641, PATHANAMTHITTA DISTRICT. 21 ASSISTANT EDUCATIONAL OFFICER, KAYAMKULAM-690 502, ALAPPUZHA DISTRICT. 22 ASSISTANT EDUCATIONAL OFFICER, CHAVARA-691 583, KOLLAM DISTRICT. 23 ASSISTANT EDUCATIONAL OFFICER, KONNI-689 691, PATHANAMTHITTA DISTRICT.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 21 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.2295 OF 2018 AGAINST THE ORDER/JUDGMENT IN WP(C) 37732/2017(N) OF HIGH COURT OF KERALA APPELLANT/S: MANAGER, PEACE PUBLIC SCHOOL, KANIYANTHODU, MUKHATHALA P.O., KOLLAM DISTRICT, PIN-691 577. SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE RESPONDENT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 039. 2 DIRECTOR OF PUBLIC INSTRUCTION, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM -695 014. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 22 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.1236 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7654/2018(F) OF HIGH COURT OF KERALA APPELLANT/S: MANAGER, MARTHOMAN VIDYAPEEDOM,NIRANAM P.O, THIRUVALLA, PATHANAMTHITTA, PIN- 689 621. SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE RESPONDENT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 DIRECTOR OF PUBLIC INSTRUCTION, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM- 695 014. 3 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM -695 001. 4 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA -689 645. W.A.No.173 of 2019 & - 23 - 5 DEPUTY DIRETOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA -688 001. 6 DISTRICT EDUCATIONAL OFFICER,

OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM -695 001. 7 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA -689 621, PATHANAMTHITTA DISTRICT. 8 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, MAVELIKKARA- 690 101, ALAPPUZHA DISTRICT. 9 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA, PIN- 689 654.

10 DISTRICT EDUCATIONAL OFFICER, RANNI -689 672, PATHANAMTHITTA DISTRICT. 11 DISTRICT EDUCATIONAL OFFICER, KOLLAM -691 001. 12 ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY -689 641, PATHANAMTHITTA DISTRICT. 13 ASSISTANT EDUCATIONAL OFFICER, KAYAMKULAM -690 502, ALAPPUZHA DISTRICT. 14 ASSISTANT EDUCATIONAL OFFICER, CHAVARA -691 583, KOLLAM DISTRICT. 15 ASSISTANT EDUCATIONAL OFFICER, KONNI - 689 691, PATHANAMTHITTA DISTRICT. 16 MANAGER, GOOD SHEPHERD CENTRAL SCHOOL, KOLLA P.O, KARUNAGAPPALLY, KOLLAM -690 536. 17 MANAGER, ST. MARY'S MODEL SCHOOL, KODAL P.O, PATHANAMTHITTA DISTRICT, PIN- 689 693. 18 MANAGER, OXFORD SCHOOL, KANJIPPUZHA, VALLIKUNNAM P.O, ALAPPUZHA -690 501. W.A.No.173 of 2019 & - 24 -

19 MANAGER, SCIENTIFIC ACADEMY ENGLISH MEDIUM SCHOOL, TOWN ROAD, VADASSERYKARA P.O, PATHANAMTHITTA -689 662. 20 CHAIRMAN, AKSHARAMUTTAM ENGLISH MEDIUM SCHOOL, SCHOOL JUNCTION, MURINJANKAL P.O, PATHANAMTHITTA DISTRICT, PIN- 689 693. 21 MANAGER, NATH MEMORIAL ENGLISH MEDIUM SCHOOL, NEAR ARMY RECRUITMENT OFFICE, POOJAPPURA, THIRUVANANTHAPURAM -695 012.

22 MANAGER, AKSHAYA ENGLISH MEDIUM SCHOOL, CHERUKOLE P.O, KOZHENCHERRY, PATHANAMTHITTA -689 650. 23 MANAGER, MAHATMA ENGLISH MEDIUM SCHOOL, KATTANAM, PALLICKAL P.O, ALAPPUZHA- 690 503. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-

2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 25 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.1237 OF 2019 AGAINST THE JUDGMENT IN W.P.(C) NO.7654 OF 2018 OF HIGH COURT OF KERALA. APPELLANT/S: MANAGER, GOOD SHEPHERD CENTRAL SCHOOL, KOLLA P.O., KARUNAGAPPALLY, KOLLAM-690 536. SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE RESPONDENT/S:

1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 039 2 DIRECTOR OF PUBLIC INSTRUCTION, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM-695 014 3 DEPUTY DIRECTION OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 001.

4 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA-689 645 W.A.No.173 of 2019 & - 26 - 5 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA-688 001

6 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695 001 7 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA-689 621, PATHANAMTHITTA DISTRICT 8 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, MAVELIKKARA-690 101, ALAPPUZHA DISTRICT. 9 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA,PIN-689 654

10 DISTRICT EDUCATIONAL OFFICER, RANNI-689672, PATHANAMTHITTA DISTRICT. 11 DISTRICT EDUCATIONAL OFFICER, KOLLAM-691 001. 12 ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY-689 641, PATHANAMTHITTA DISTRICT. 13 ASSISTANT EDUCATIONAL OFFICER, KAYAMKULAM-690 502, ALAPPUZHA DISTRICT. 14 ASSISTANT EDUCATIONAL OFFICER, CHAVARA-691 583, KOLLAM DISTRICT. 15 ASSISTANT EDUCATIONAL OFFICER, KONNI-689 691, PATHANAMTHITA DISTRICT. 16 MANAGER, ST.MARY'S MODEL SCHOOL, KOODAL P.O., PATHANAMTHITTA DISTRICT, PIN-689 693. 17 MANAGER, MARTHOMAN VIDYAPEEDOM, NIRANAM P.O., THIRUVALLA, PATHANAMTHITA,PIN-689 621. 18 MANAGER, OXFORD SCHOOL, KANJIPPUZHA, VALLIKUNNAM P.O., ALAPPUZHA-690 501. W.A.No.173 of 2019 & - 27 -

19 MANAGER, SCIENTIFIC ACADEMY ENGLISH MEDIUM SCHOOL, TOWN ROAD, VADASSERYKARA P.O., PATHANAMTHITA-689 662. 20 CHAIRMAN, AKSHARAMUTTAM ENGLISH MEDIUM SCHOOL, SCHOOL JUNCTION, MURINJANKAL P.O., PATHANAMTHITTA DISTRICT,PIN-689 693. 21 MANAGER, NATH MEMORIAL ENGLISH MEDIUM SCHOOL, NEAR ARMY RECRUITMENT OFFICE, POOJAPPURA, THIRUVANANTHAPURAM-695 012.

22 MANAGER, AKSHAYA ENGLISH MEDIUM SCHOOL, CHERUKOLE P.O., KOZHENCHERRY, PATHANAMTHITTA-689 650. 23 MANAGER, MAHATMA ENGLISH MEDIUM SCHOOL, KATTANAM, PALLICKAL P.O., ALAPPUZHA-690 503. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 28 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.256 OF 2019 AGAINST THE JUDGMENT

IN W.P(C) NO.18050 OF 2017 OF HIGH COURT OF KERALA. APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, HOSDURG, KASARGOD - 670 121. 2 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARGOD - 670 121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARGOD - 670 121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001.

5 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. GOVERNMENT PLEADER SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 P.T.KRISHNAN, MANAGING TRUSTEE, B. C. K MEMORIAL TRUST AND MANAGING DIRECTOR OF B. C. K.MEMORIAL ENGLISH MEDIUM SCHOOL, KANHANGAD, KASARGOD - 670 121. W.A.No.173 of 2019 & - 29 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 30 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.261 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 41578/2017(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY OF THE GOVERNMENT , GENERAL EDUCATION DEPARTMENT,

THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PINCODE - 695 001. 3 DISTRICT EDUCATIONAL OFFICER, KOZHIKODE, KERALA - 673 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KERALA - 673 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, KUNNUMMAL, CALICUT, KERALA - 673 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER GOVERNMENT PLEADER W.A.No.173 of 2019 & - 31 - RESPONDENT/S: 1 SANJOSE ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS PRINCIPAL, KUNDUTHODE P.O., KAVILUMPARA (VIA), CALICUT, KERALA - 673 513. 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI - 110 301. SRI.JOSE ABRAHAM SRI.MANU SRINATH SRI. SANJAY R HEGDE, SR SRI.NIRMAL S., SC, CBSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 32 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.269 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5780/2018(V) OF HIGH COURT OF KERALA APPELLANT/S:

1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA, PIN - 689 645. 4 THE ASSISTANT EDUCATIONAL OFFICER, RANNI, RANNI P.O.,

PATHANAMTHITTA DISTRICT - 689 645. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: SHIN SYAMALAN, MANAGER, SREE NARAYANA ENGLISH MEDIUM SCHOOL, VENKURUJI P.O, MUKKUTTUTHARA, RANNI, PATHANAMTHITTA DISTRICT - 686 510.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 33 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.271 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5726/2018(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVT. SECRETARIAT, THIRUVANANTHAPURAM - 695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE CHAIRMAN PODIKUNJU MUSALIYAR MEMORIAL CHARITABLE AND EDUCATIONAL TRUST, ANZAR BUILDING, CHANDANATHOPE P.O., CHATHINAMKULAM , KOLLAM- 691 014 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI -110 092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 14/02/2019 IN IA.NO.02/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND

CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 34 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.273 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6526/2018(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE DEPUTY DIRECTOR (EDUCATION) OFFICE OF THE DEPUTY DIRECTOR (EDUCATION), IDUKKI-685 603.

2 STATE OF KERALA, REPRESENTED BY THE SECRETARY, DEPARTMENT OF EDUCATION, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CSI TINY TOTS ENGLISH MEDIUM SCHOOL REP. BY REV. N. NITTEN BOSE, AGED 49, S/O. N.T. BOSE, THE MANAGER, CSI TINY TOTS ENGLISH MEDIUM SCHOOL, NEW MUNNAR, MUNNAR-685 612. 2 MRS.REGINA SELWIN., AGED 60, W/O. LATE PETER SELWIN, THE SECRETARY, CSI TINY TOTS ENGLISH MEDIUM SCHOOL, NEW MUNNAR, MUNNAR-685 612. W.A.No.173 of 2019 & - 35 - 3 ADDL.R3 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110 092. (R3 IS IMPEADED AS PER ORDER

DATED 18/02/2019 IN IA.NO.02/2019) SRI.K.R.VINOD SMT.M.S.LETHA THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 36 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.283 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10731/2018(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, WAYANAD, KALPETTA, WAYANAD DISTRICT - 673 121. 4 THE ASSISTANT EDUCATIONAL OFFICER, SULTHANBATHERI, WAYANAD DISTRICT- 673 592. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, SREE NARAYANA U.P. SCHOOL, IRULAM, POST MANAVAYAL, WAYANAD DISTRICT - 673 579. W.A.No.173 of 2019 & - 37 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI -110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 38 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.285 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11309/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY, GENERAL EDUCATION DEPARTMENT, KERALA GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 DEPUTY

DIRECTOR OF EDUCATION, PATHANAMTHITTA AT THIRUVALLA, THIRUVALLA P.O., - 689 101. 4 DISTRICT EDUCATION OFFICER, PATHANAMTHITTA - 689 645. 5 ASSISTANT EDUCATIONAL OFFICER, PATHANAMTHITTA, PATHANAMTHITTA DISTRICT - 689 645. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ST. SIMON ENGLISH MEDIUM SCHOOL, KUMBAZHA P.O., PATHANAMTHITTA DISTRICT - 689 653, KERALA. W.A.No.173 of 2019 & - 39 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 40 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.286 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5970/2018(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 DISTRICT EDUCATIONAL OFFICER, OTTAPALAM, PALAKKAD - 679 101. 4 DISTRICT EDUCATIONAL OFFICER, TIRUR, MALAPPURAM - 676 101. 5 ASSISTANT EDUCATIONAL OFFICER THRITHALA, PALAKKAD, PIN - 679 001. 6 ASSISTANT EDUCATIONAL OFFICER, TIRUR, MALAPPURAM - 676 101. 7 DEPUTY DIRECTOR OF EDUCATION, PALAKKAD - 673 001. 8 DEPUTY DIRECTOR OF EDUCATION MALAPPURAM - 676 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 41 - RESPONDENT/S: 1 MANAGER, CEEPEES CENTRAL SCHOOL THIRUMITTAKODE.P.O., VIA KOTTANAD - 679 533, PALAKKAD DISTRICT. 2 MANAGER KARALLI ENGLISH MEDIUM SCHOOL, EDAKULAM, THIRUNNAVAYA, MALAPPURAM DISTRICT, PIN - 676 301.

BY ADV. MOHAN JACOB GEORGE(B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 42 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.287 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5472/2018(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, WAYANAD 673 122, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION WAYANADU 673 122, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, SULTHANBATHERY, KERALA 673 122. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 43 - RESPONDENT/S: ST.MARY S ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS MANAGER, CHETTAPPALAM P.O., WAYANAD , KERALA 673 579. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.297 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 33678/2017(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE DEPUTY DIRECTOR OF EDUCATION, THRIKKAKKARA CIVIL STATION, ERNAKULAM - 682 030. 2 THE DISTRICT EDUCATIONAL OFFICER, KOTHAMANGALAM - 686 691. 3 THE ASSISTANT EDUCATIONAL OFFICER, PERUMBAVOOR - 683 542.

4 STATE OF KERALA REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATIONAL DEPARTMENT, 2ND FLOOR, SECRETARIAT ANNEX, THIRUVANANTHAPURAM - 695 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PENIEL MISSIONARY FELLOWSHIP REPRESENTED BY ITS SECRETARY, PENIELPURAM, KEEZHILLAM.P.O., ERNAKULAM - 683 541. W.A.No.173 of 2019 & - 45 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 46 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.298 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 13884/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY,GENERAL EDUCATION DEPARTMENT,GOVERNMENT SECRETARIAT,THIRUVANANTHAPURAM-695001.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, WAYANADU, CIVIL STATION, KALPETTA NORTH, WAYANADU-673122. 4 DISTRICT EDUCATIONAL OFFICER, WAYANADU, CIVIL STATION, KALPETTA NORTH, WAYANADU-673122. 5 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF AEO, MANANTHAVADY, WAYANAD DISTRICT-670645.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 47 - RESPONDENT/S: THE MANAGER, ST.MARYS ENGLISH SCHOOL, CHEROOR, PAYYAMPALLY.P.O, MANANTHVADY ,WAYANAD DISTRICT-670645. BY ADV. SRI.MATHEW KURIAKOSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 48 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.302 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 29791/2017(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT

EDUCATIONAL OFFICER IRITTY, KANNUR DISTRICT - 670 703. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 GLOBAL INDIA PUBLIC SCHOOL, IRITTY, VILAKKODE P.O., KANNUR DISTRICT - 670 703, REPRESENTED BY ITS MANAGER K.V.RASHEED, AGED 40 YEARS, S/O.HSIR MUHAMMADALI M.K., (RESIDING AT M.K.HOUSE, VILAKKODE P.O., KANNUR DISTRICT - 670 703. W.A.No.173 of 2019 & - 49 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI - 110 301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 50 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.303 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6978/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA, KERALA - 689 654. 4 THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA, KERALA - 689 654. 5 THE ASSISTANT EDUCATIONAL OFFICER, THIRUVALLA, KERALA - 689 101.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 51 - RESPONDENT/S: 1 BASILIAN PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, PALIAKARA.P.O, THIRUVALLA, PATHANAMTHITTA, KERALA - 689 101. 2 CENTRAL BOARD OF SECONDARY

EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI - 110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 52 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.304 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 21841/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS JAGATHY, THIRUVANANTHAPURAM - 695 006. 3 DEPUTY DIRECTOR OF EDUCATION KOZHIKODE - 673 002. 4 ASSISTANT EDUCATIONAL OFFICER PERAMBRA, KOZHIKODE DISTRICT - 673 525. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MAHATMA VIDYA NIKETHAN PUBLIC SCHOOL, NADUVANNUR, KOYILANDY TALUK, KOZHIKODE DISTRICT, REPRESENTED BY ITS MANAGER, SANKARAN, AGED 56 YEARS, S/O. KUNHIRAMAN, PARAPPILLIL HOUSE, NADUVANNUR, KOYILANDY TALUK, KOZHIKODE DISTRICT - 673 614. W.A.No.173 of 2019 & - 53 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.K.MOHANAKANNAN SMT.A.R.PRAVITHA SRI.NIRMAL S., SC, CBSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 54 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.307 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10817/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, DISTRICT EDUCATIONAL OFFICE, THODUPUZHA, KERALA - 685 584. 4 THE DEPUTY DIRECTOR OF EDUCATION DISTRICT EDUCATIONAL OFFICE, THODUPUZHA, KERALA - 685 584. 5 THE ASSISTANT EDUCATIONAL OFFICER, DISTRICT EDUCATIONAL OFFICE, THODUPUZHA, KERALA - 685 584.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.THOMAS L.P. SCHOOL, REPRESENTED BY ITS MANAGER, MAVADI.P.O., IDUKKI, KERALA - 627 201. W.A.No.173 of 2019 & - 55 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR SRI.NIRMAL S., SC, CBSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 56 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.309 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 41765/2017(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DEPUTY DIRECTOR OF EDUCATION KOZHIKODE, KOZHIKODE DISTRICT - 673 001. 3 THE ASSISTANT EDUCATIONAL OFFICER KUNNUMMAL, KOZHIKODE, KOZHIKODE DISTRICT - 673 507. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, STELLA MARIS SCHOOL, KALLACHI, VILLANGAD P.O., KOZHIKODE DISTRICT - 673 506. W.A.No.173 of 2019 & - 57 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 58 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.317 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7630/2018(C) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR, SECOND FLOOR, CIVIL STATION, AYANTHOL,

THRISSUR DISTRICT - 680 003. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 AURA EDIFY GLOBAL SCHOOL, REPRESENTED BY ITS MANAGER ABDUL AKBAR, AGED 58 YEARS, S/O. M.K. ABDUL KHADER, SITUATED NEAR PULLUT BRIDGE, KODUNGALLUR IN THRISSUR DISTRICT - 680 663, (RESIDING AT MANDAYAPURATH HOUSE, P.O. MADAVANA, KODUNGALLUR, THRISSUR DISTRICT, KERALA - 680 666). W.A.No.173 of 2019 & - 59 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI -110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 60 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.318 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 37145/2017(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION THRIKKAKARA CIVIL STATION, KOCHI-682030. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, GRACE PUBLIC SCHOOL, ILLATHUPADI, EDAVANAKKAD.P.O., ERNAKULAM DISTRICT-682502. W.A.No.173 of 2019 & - 61 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA

KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 62 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.319 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22236/2017(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N)DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATION OFFICER, THIRUVANANTHAPURAM-680020. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE GLOBAL PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER ABDUL MAJEED, S/O.LATE ABDUL KHADER, CHERPPU WEST POST, THRISSUR DISTRICT-680563, (RESIDING AT PALIYATHAZHATHU HOUSE, CHERPPU WEST POST, THRISSUR DISTRICT-680563). W.A.No.173 of 2019 & - 63 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 64 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.321 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6980/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA, KERALA 689 654. 4 THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA, KERALA 689 654. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY, KERALA - 689 654.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST. THOMAS BETHANY CENTRAL SCHOOL, REPRESENTED BY ITS MANAGER, ELANTHOOR P.O., PATHANAMTHITTA, KERALA - 689 643. W.A.No.173 of 2019 & - 65 - 2 THE CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI 110 031.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 66 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.322 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19760/2017(T) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY P.O., KOLLAM DISTRICT- 691001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATION OFFICER, CHATHANNOOR, KOLLAM- 691512. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 VASANTHALEKSHMI.K, MANAGER, MAHATMA L.P.SCHOOL, NADUVILAKKARA, PULLICHIRA P.O., KOLLAM DISTRICT- 691304. W.A.No.173 of 2019 & - 67 -

2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN,SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER

ORDER DATED 18/02/2019 IN IA.NO.02/2019)

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 68 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.324 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34872/2017(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP.BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM-695001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL OFFICER, THRITHALA, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THRITHALA IN PALAKKAD DISTRICT-679534. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 AL AMEEN CENTRAL SCHOOL SITUATED AT PERINGOD KOOTTANAD IN PALAKKAD DISTRICT-679 535, REPRESENTED BY ITS MANAGER, MR.JAMES VARGHESE, S/O SRI.JOY VARGHESE, RESIDING AT PAULS VILLA, PRATHIBHA NAGAR, LINE 111, KALMANDAPAM P.O.PALAKKAD DISTRICT. W.A.No.173 of 2019 & - 69 - 2 CENTRAL BOARD OF SECONDARY EDUCATION (AN AUTONOMOUS ORGANISATION UNDER THE UNION MINISTRY OF HUMAN RESOURCE DEVELOPMENT, GOVERNMENT OF INDIA), REP.BY ITS SECRETARY, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, VIKAS MARG, DELHI-110092. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 70 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 W.A.No.325 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10812/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, EDUCATION DEPARTMENT, KOZHIKODE-673001. 4 THE DISTRICT EDUCATIONAL OFFICER, EDUCATION DEPARTMENT, KOZHIKODE-673001. 5 THE ASSISTANT EDUCATIONAL OFFICER, EDUCATION DEPARTMENT, FEROKKE, KOZHIKODE-673631.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 71 - RESPONDENT/S: 1 THE WINSTON L P SCHOOL PETTA, FEROKE, KOZHIKODE-673631. REPRESENTED BY ITS MANAGER FATHIMA MOIDEEN. 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 72 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.327 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 16311/2018(L) OF HIGH COURT OF KERALA APPELLANT/S:

STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695039. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, LITTLE BUDS ENGLISH MEDIUM SCHOOL, ANGADIKADAVU P.O, IRITTY, KANNUR DISTRICT, PIN-670706. 2 CENTRAL BOARD OF SECONDARY EDUCATION, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301, REPRESENTED BY ITS SECRETARY.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 73 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.328 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34333/2017(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM, CIVIL STATION, THRIKKAKARA, COCHIN-682030. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER SNM PUBLIC SCHOOL, MOOTHAKUNNAM, MOOTHAKUNNAM P.O, ERNAKULAM-683516. W.A.No.173 of 2019 & - 74 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 75 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.329 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 11825/2018(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT,

THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM -695001. 3 DISTRICT EDUCATION OFFICER,ATTINGAL-695101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER NOOR-UL-HUDA, ENGLISH MEDIUM SCHOOL MANJAPPARA, THIRUVANANTHAPURAM DISTRICT-691533.

2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPLEADED AS PER ORDER DATED 18.2.2019 IN I.A NO 2/2019 IN W.A NO 329/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 76 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.333 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7535/2018(N) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REP. BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL OFFICER, ADOOR, PATHANAMTHITTA-689694. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: MOUNT CARMEL CMI CENTRAL SCHOOL REPRESENTED BY ITS MANAGER, FR.JOSE JOSEPH, ENATTU, ADOOR, PATHANAMTHITTA-691526.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 77 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.339 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 750/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PIN-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM, KERALA-695001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM, KERALA-695001. 5 THE ASSISTANT EDUCATIONAL OFFICER, NEYYATTINKARA, THIRUVANANTHAPURAM-695121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 78 - RESPONDENT/S: 1 ST. THOMAS BETHANY ENGLISH MEDIUM L.P.SCHOOL, REPRESENTED BY ITS HEADMISTRESS, KURISADIMUKKI, KULATHAMAL, NEYYATTINKARA, THIRUVANANTHAPURAM, KERALA-695122. 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 79 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.340 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 36335/2017(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX. THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION PALAKKAD DISTRICT-678001. 4 THE DISTRICT EDUCATIONAL OFFICER MANNARKKAD, PALAKKAD DISTRICT-678582. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHERPLASSERY, PALAKKAD DISTRICT-679503. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 80 - RESPONDENT/S: 1 THE MANAGER, NUSRATHUL ISLAM ENGLISH MEDIUM SCHOOL, PALAKKAD, PALAKKAD DISTRICT-678595. 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 81 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.345 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 25809/2017(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001 2 THE DIRECTOR OF PUBLIC

INSTRUCTIONS, OFFICE OF THE DPI, JAGATHY, THIRUVANANTHAPURAM-695 014 3 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM 4 ASSISTANT EDUCATIONAL OFFICER, ANCHAL, KOLLAM SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ST.GEORGE CENTRAL SCHOOL, EX-SERVICEMEN'S COLONY, KULATHUPUZHA, KOLLAM-691 310 W.A.No.173 of 2019 & - 82 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 83 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.346 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 39314/2017(L) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, THIRUVANANTHAPURAM-695 001. 2 THE DEPUTY DIRECTOR OF EDUCATION MALAPPURAM-673 001. 3 THE ASSISTANT EDUCATIONAL OFFICER OFFICE OF THE AEO, MANKADA, MALAPPURAM. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE CHAIRMAN/CONVENOR, AL MADHEENA ENGLISH MEDIUM PRE-PRIMARY SCHOOL, VADAKKANGARA P.O., MANKADA VIA, MALAPPURAM-679 324. W.A.No.173 of 2019 & - 84 -

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 85 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.347 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 28877/2017(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-01. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE-673001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, KODUVALLY, KOZHIKODE DISTRICT-673572. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MES CENTRAL SCHOOL, PALANGAD, P.O.PNNIKKOTTUR, KODUVALLY VIA, KOZHIKODE DISTRICT-673 572. W.A.No.173 of 2019 & - 86 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN I.A.NO. 2 OF 2019). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 87 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.348 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 30767/2017(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER DISTRICT EDUCATIONAL OFFICE, IRINJALAKKUDA-680 121. 4 THE ASSISTANT EDUCATIONAL OFIFCER AEO OFFICE, MALA P.O., THRISSUR DISTRICT-680 732. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.JOSEPH OF TARBES SCHOOL KUNDOOR, KUNDOOR P.O., THIRUMANKULAM VILLAGE, CHALAKKUDY TALUK, THRISSUR DISTRICT- 680 734, REPRESENTED BY ITS MANAGER SR.LILLY C.I. W.A.No.173 of 2019 & - 88 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCTION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 2/2019 IN WA 348/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 89 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.349 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9015/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC

INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PINCODE-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER PATHANAMTHITTA-690 101, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA-690 101, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER PULLAD, PATHANAMTHITTA-690 101, KERALA.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST. MARYS CENTRAL SCHOOL, REPRESENTED BY ITS MANAGER, WEST OTHERA P.O., THIRUVALLA, KERALA, POSTAL CODE-689 551. W.A.No.173 of 2019 & - 90 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 91 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.350 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 25211/2017(B) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695014. 3 THE ASSISTANT EDUCATIONAL OFFICER, KOYILANDY SUB DISTRICT, KOZHIKODE DISTRICT-673305. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE

GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 T.K.VASUDEVAN NAIR, THE MANAGER, LOTUS ENGLISH MEDIUM SCHOOL, THIRUVANGOOR, KOZHIKODE DISTRICT-678304. W.A.No.173 of 2019 & - 92 -

2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 1/2019 IN WA 350/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 93 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.352 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18638/2017(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER,BEKAL,KASARGOD BEKAL, KASARAGOD - 671 121. 2 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD - 671 121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD - 671 121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM.

5 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ABDUL RAHIMAN HAIDER HAJI, PRESIDENT, CHERUMBA HAYATHUL ISLAM, JAMA-ATH COMMITTEE AND MANAGER, CHERUMBA JAMA-ATH ENGLISH MEDIUM SCHOOL, PANAYAL.P.O, BEKAL, KASARAGOD - 671 318. W.A.No.173 of 2019 & - 94 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL

BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA NO. 1/2019 IN WA NO. 352/2019. BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 95 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.354 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 20670/2017(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 GOVERNMENT OF KERALA, REPRESENTED BY THE PRINCIPAL SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS JAGATHY, THIRUVANANTHAPURAM-695 014 3 THE DEPUTY DIRECTOR OF EDUCATION KOZHIKODE-673 601 4 THE ASSISTANT EDUCATIONAL OFFICER AEO OFFICE, PERAMBRA, KOZHIKODE-673 525 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 NATIONAL PUBLIC SCHOOL, KOORACHUND-KALLANODE RD, KOORACHUND P.O, KANTHALAD, KOZHIKODE DISTRICT, PIN-673 527 REPRESENTED BY ITS MANAGER, SRI.MATHEW ALEX. W.A.No.173 of 2019 & - 96 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.SANTHARAM.P SRI.K.A.MOHAMED HARIS SMT.REKHA ARAVIND GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.355 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 37056/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM-695014. 3 THE ASSISTANT EDUCATIONAL OFFICER PONNANI, MALAPPURAM DISTRICT. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE HEAD MASTER MI ENGLISH MEDIUM SCHOOL, KANHIRAMUKKU, PONNANI, MALAPPURAM DISTRICT-679583. W.A.No.173 of 2019 & - 98 - 2 ADDL. R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092..... (ADDL. 2ND RESPONDENT IS IMPLEADED AS PER ORDER DATED 18.2.2019 IN I.A.2/2019 IN WA.355/2019). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING:

W.A.No.173 of 2019 & - 99 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.356 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 12249/2018(E) OF HIGH COURT OF KERALA

APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KANNUR DISTRICT EDUCATION OFFICE, THAVAKKARA, KANNUR-670002. 4 THE ASSISTANT EDUCATIONAL OFFICER, IRIKKUR, KANNUR DISTRICT-670593. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 MARKAZ ENGLISH SCHOOL, MARKAZ NAGAR, KOYYOM P.O., KANNUR-670142, REPRESENTED BY ITS MANAGER, P.P.MOHAMMED, S/O.ABDUL KHADER. W.A.No.173 of 2019 & - 100 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-119092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA NO. 2/2019 IN WA NO. 356/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 101 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.361 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10603/2018(A) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY GOVERNMENT, EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM- 695001. 3 THE DISTRICT EDUCATIONAL OFFICER, STATUE JUNCTION, THIRUVANANTHAPURAM- 695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER

SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1
ISA VISWA VIDYALAYAM, ANAYARA P.O., THIRUVANANTHAPURAM- 29,
REPRESENTED BY ITS MANAGER SOBHA K.R., D/O.RAJAMMA, ISALAYAM,
KADAKAMPALLY LANE, ANAYARA P.O., PETTA, THIRUVANANTHAPURAM-
29. W.A.No.173 of 2019 & - 102 - 2 ADDL. R2. SECRETARY (AFFILIATION),
CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA
KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092.
ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL
HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019
AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 103 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.362 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 18640/2017(D) OF HIGH COURT OF KERALA
APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, KASARAGOD-
671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD,
KASARAGOD-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION,
KASARAGOD-671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS,
THIRUVANANTHAPURAM.

5 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT,
DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM-695001. 6 THE ASSISTANT EDUCATIONAL
OFFICER, MANJESHWAR, KASARAGOD-671121. SRI.C.P.SUDHAKARA
PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT
PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
W.A.No.173 of 2019 & - 104 - RESPONDENT/S:

1 LEENAMMA THOMAS, W/O.MANI T. JOHN, SECRETARY, ALPHA
EDUCATION TRUST AND MANAGER, ALPHA ENGLISH MEDIUM SCHOOL,

POVVAL P.O., MULIYAR, KASARAGOD. 2 RAGHAVA CHERAL, S/O. KUNA BHADARY, MANAGER, CHERAL ENGLISH MEDIUM SCHOOL, BAYAR P.O, CHIPPAR-671322, KASARAGOD. 3 ADDL. R3. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R3 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 105 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.363 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 37442/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, CIVIL STATION, KAKKANAD-682030, 4 THE DISTRICT EDUCATIONAL OFFICER, ERNAKULAM-682001. 5 THE ASSISTANT EDUCATIONAL OFFICER, MATTANCHERY-682002. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER,VIDYADHANAM PUBLIC SCHOOL, MATTANCHERY, ERNAKULAM DISTRICT-682002. W.A.No.173 of 2019 & - 106 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND

CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 107 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.365 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18334/2017(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD DISTRICT-671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 S.H.HAMEED, SECRETARY, SANDESHAM YUVA PRATHIBHA KALAKAYIKA SAMSAKARIKA SANGADANA AND MANAGER, SANDESHAM ENGLISH MEDIUM SCHOOL, CHOWKI, KASARAGOD DISTRICT-671121. W.A.No.173 of 2019 & - 108 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 109 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.366 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 41413/2017(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, ALUVA-683101. 4 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM -682011. 5 THE ASSISTANT EDUCATION OFFICER, ALUVA-683101.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 NAGLE VIDHYA BHAVAN PRESENTATION CONVENT SCHOOL, REPRESENTED BY ITS MANAGER, KANJOOR(P.O), ANGAMALY, ALUVA, KERALA-683575. W.A.No.173 of 2019 & - 110 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA.2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 111 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.367 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 41675/2017(H) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-01. 3 THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY(PO),KOLLAM DISTRICT. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, VELIYAM, ODANAVATTOM P.O, KOLLAM DISTRICT-691512. 5 THE ASSISTANT EDUCATIONAL OFFICER, PUNALUR, VALAKODY P.O., KOLLAM DISTRICT, PIN-691331. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, VIDHYODAYA ENGLISH MEDIUM SCHOOL, CHEPRA P.O, KOLLAM, KOLLAM DISTRICT-691520. W.A.No.173 of 2019 & - 112 - 2 THE MANAGER, LITTLE FLOWER LOWER PRIMARY SCHOOL,P PERINTHOYIL, KARAVOOR P.O, KOLLAM DISTRICT-689696. 3 ADDL.R3 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R3 IMPEADED AS PER ORDER

DATED 18/02/2019 IN IA.NO.02/2019) 4 ADDL.R4 J LEELA AGED 72 YEARS W/O LATE SASIDHARAN, MANAGER, LITTLE FLOWER LOWER PRIMARY SCHOOL, PERINTHOYIL, KARAVOOR PO, PUNALUR, KOLLAM DISTRICT, RESIDING AT SREE REVATHY, PUNALURE, KOLLAM DISTRICT. (ADDL.R4 IMPEADED AS PER ORDER DATED 08/07/2019 IN IA.NO.03/2019) SRI.M.V.THAMBAN SRI.R.REJI SMT.THARA THAMBAN SRI.B.BIPIN SRI.ARUN BOSE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 113 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 WA.No.368 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 30823/2017(C) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, CHALAKKUDY, THRISSUR- 680307. 4 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, IRINJALAKUDA, THRISSUR DISTRICT- 680121. 5 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, IRINJALAKUDA- 680121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 114 - RESPONDENT/S: 1 THE MANAGER, ST.XAVIERS CMI SCHOOL, PULLUR, THRISSUR DISTRICT- 680683. 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 115 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.371 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9949/2018(P) OF HIGH COURT OF KERALA

APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THRIKKAKARA, CIVIL STATION, COCHIN-30, 3 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, ERNAKULAM-682035. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, ERNAKULAM-682035.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MAMBA'A PUBLIC SCHOOL C.M. NAGAR, KARIMUGAL, KARIMUGAL(P.O), ERNAKULAM, REPRESENTED BY ITS MANAGER, V.M. SHAMSUDHEEN BAADARI-682303. W.A.No.173 of 2019 & - 116 - 2 V.M. SHAMSUDHEEN BADARI, S/O. MOIDEEN, VALLOPILLY HOUSE, KUMARAPURAM(P.O), PALLIKKARA, ERNAKULAM DISTRICT-683565. 3 CENTRAL BOARD OF SECONDARY EDUCATION, NEAR LIC, PATTOM, THIRUVANANTHAPURAM-695004. SRI.BABU KARUKAPADATH SMT.M.A.VAHEEDA BABU SRI.K.M.FAISAL (KALAMASSERY) SRI.P.U.VINOD KUMAR SRI.AVINASH P RAVEENDRAN SMT.ARYA RAGHUNATH

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 117 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.372 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 20071/2017(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671121. 2 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD-671121. 3 THE DIRECTOR OF PUBLIC INSTRUCTIONS,

THIRUVANANTHAPURAM-695001.

4 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 N.P. MUHAMMED SAQUAFI PATHOOR, AGED 42 YEARS, S/O. ABBAS MUSALIYAR, PRESIDENT OF THE KWAJA GARIB NAVAS SANGAM, MANAGER-LATHEEFIYA ENGLISH MEDIUM SCHOOL, SHIRIYA KUNNIL P.O, SHIRIYA-671321, KASARAGOD DISTRICT. W.A.No.173 of 2019 & - 118 - 2 ADDL.R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 119 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.373 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18119/2017(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 GOVERNMENT OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, PALAKKAD-678001. 4 THE DISTRICT EDUCATIONAL OFFICER, OTTAPALAM PALAKKAD DISTRICT-679101., 5 THE ASSISTANT EDUCATIONAL OFFICER, OTTAPALAM , PALAKKAD-679101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT

PLEADER RESPONDENT/S: 1 ST.JOSEPHS CONVENT ENGLISH MEDIUM SCHOOL, VEETAMPARA, VARODE P.O., OTTAPALAM-VIA, PALAKKAD DISTRICT, REPRESENTED BY ITS MANAGER. W.A.No.173 of 2019 & - 120 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 121 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.374 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 41713/2017(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR, PIN-680001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM- 695001. 3 THE STATE OF KERALA, REPRESENTED BY THE CHIEF SECRETARY, SECRETARIAT, THIRUVANANTHAPURAM- 695001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 RAMDAS KOTTAYIL, MANAGER, PAZHASSIRAJA SCHOOL, KUTHAMPULLY, THIRUVILWAMALA- 680594. 2 CENTRAL BOARD OF SECONDARY EDUCATION, 2 COMMUNITY CENTRE, PREET VIHAR, DELHI- 110092, REPRESENTED BY ITS SECRETARY.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 122 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.375 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 27709/2017(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHY, THIRUVANANTHAPURAM- 695014. 3 DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT- 673001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, KODUVALLY, KOZHIKODE DISTRICT- 673572. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, IDEAL ENGLISH SCHOOL, KODUVALLY, KOZHIKODE DISTRICT- 673572. W.A.No.173 of 2019 & - 123 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 124 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.376 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18309/2017(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER BEKAL, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD-671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PRAKASAN.P.K. CHAIRMAN, VIDYANIKETHAN EDUCATIONAL AND PUBLIC CHARITABLE TRUST MANAGER, CHACHAJI ENGLISH, MEDIUM SCHOOL THEKKEPURAM, AJANUR, MANIKOTH, KANHANGAD, KASARAGOD. W.A.No.173 of 2019 & - 125 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO .2/2019 IN W.A NO 376/2019) BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 126 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.377 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7611/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP.BY ITS SECRETARY,DEPARTMENT OF GENERAL EDUCATION,SECRETARIAT,THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, ERNAKULAM-682011. 4 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM-682011. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTHAMANGALAM-686691. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.GEORGE PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, VADATTUPARA,

ERNAKULAM,KERALA-686681. W.A.No.173 of 2019 & - 127 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 128 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.379 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10423/2018(C) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY SECRETARY, EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM - 691 001. 2 DEPUTY DIRECTOR OF EDUCATION, KOLLAM - 691 001. 3 ASSISTANT EDUCATIONAL OFFICER, ANCHAL, KOLLAM DISTRICT - 691 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 STELLA MARIS E.M.SCHOOL, VALIYELA, KULATHUPUZHA P.O., KOLLAM DISTRICT - 691310, REPRESENTED BY THE MANAGER, SR. GINOY V.C., D/O CHAKKAPPAN, AGED 39 YEARS. W.A.No.173 of 2019 & - 129 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO 2/2019 IN W.A NO 379/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH

WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 130 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.380 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 2367/2018(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DISTRICT EDUCATIONAL OFFICER, ATTINGAL, THIRUVANANTHAPURAM - 695 101. 4 THE ASSISTANT EDUCATIONAL OFFICER, ATTINGAL, KILIMANOOR, THIRUVANANTHAPURAM - 695 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 VIVEKANANDA PUBLIC SCHOOL, NAVIKULAM, ATTINGAL (VIA), THIRUVANANTHAPURAM DISTRICT - 695 603, REPRESENTED BY ITS MANAGER, P.SUKUMARA KURUP, S/O. S. PADMANABHA KURUP, AGED 63 YEARS, GOKULAM, NAVAIKULAM (P.O), ATTINGAL(VIA), THIRUVANANTHAPURAM. W.A.No.173 of 2019 & - 131 - 2 ADDL.R2-SECRETARY. (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 132 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.381 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18100/2017(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, BEKAL, KASARAGOD DISTRICT - 671 121. 2 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD DISTRICT - 671 121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD DISTRICT - 671 121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SURESH KUMAR P., SECRETARY, MALABAR EDUCATIONAL AND CULTURAL SOCIETY AND MANAGER, LITTLE BIRDS ENGLISH SCHOOL, KANHANGAD, KASARAGOD DISTRICT - 671 315. W.A.No.173 of 2019 & - 133 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 134 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.382 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 27682/2017(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP.BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT

SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695014. 3 THE DISTRICT EDUCATIONAL OFFICER, VATAKARA-673101. 4 THE ASSISTANT EDUCATIONAL OFFICER, VATAKARA-673101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE MANAGER, KELAPPAJI MEMORIAL N.S.S.ENGLISH MEDIUM SCHOOL, PARAVANTHALA, NUT STREET, VATAKARA, KOZHIKODE-673104. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 135 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.383 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34782/2017(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP.BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM DISTRICT-676519. 4 THE DISTRICT EDUCATIONAL OFFICER, TIRUR, MALAPPURAM DISTRICT-676101. 5 THE ASSISTANT EDUCATIONAL OFFICER, PONNANI, MALAPPURAM DISTRICT-679577. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, SMART ENGLISH SCHOOL, VELIYANCODE, PONNANI-679579, MALAPPURAM DISTRICT. W.A.No.173 of 2019 & - 136 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092.

ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 137 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.384 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 2919/2018(L) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION(N)DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, OTTAPPALAM, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER,OTTAPPALAM, PALAKKAD DISTRICT-678001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 THE ANSAR SCHOOL PADINJHARANGADI,SITUATED AT ANGADI POST,IN PALAKKAD DISTRICT-679552,REPRESENTED BY ITS MANAGER V.MOOSA,AGED 69 YEARS,S/O.AHAMMEDUNNI,(RESIDING AT VADIKKINITHETHIL,HOUSE,P.O.ERAVAKKAD, OTTAPPALAM,PALAKKAD DISTRICT-679552). W.A.No.173 of 2019 & - 138 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN,SHIKSHA KENDRA,2,COMMUNITY CENTRE,PREET VIHAR, NEW DELHI-110301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 139 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.385 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19730/2017(M) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY,GENERAL EDUCATION DEPARTMENT,GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY.P.O,KOLLAM DISTRICT-691001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, CHATHANNOOR,KOLLAM-691512. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 RAJU N.P. MANAGER, ROSE DALE SCHOOL,THEKKUMKARA,PULLICHIRA.P.O, KOLLAM DISTRICT-691512. W.A.No.173 of 2019 & - 140 -

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 141 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.386 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 9503/2018(K) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REP.BY THE SECERTARY TO THE
GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-
695001. 3 THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA-
689691. 4 THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA-
689691. 5 THE ASSISTANT EDUCATIONAL OFFICER,
KONNI,PATHANAMTHITTA-689691. SRI.C.P.SUDHAKARA PRASAD,
ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER
SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1
ST. GEORGE PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER,
THANNITHODU, PATHANAMTHITTA-689699. W.A.No.173 of 2019 & - 142 - 2
ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY
EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,
PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPLEADED AS PER
ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R
HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-
2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON
12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 143 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.388 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 1965/2018(U) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO
GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT
SECRETARIAT THIRUVANANTHAPURAM 695 0001.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC
INSTRUCTIONS, JAGATHI, THIRUVANANTHAPURAM 695 014. 3 DISTRICT
EDUCATIONAL OFFICER, ERNAKULAM, KOCHI 682 011. 4 ASSISTANT

EDUCATIONAL OFFICER, M.G. ROAD, ERNAKULAM, KOCHI 682 016. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 ST.ANNES ENGLISH MEDIUM SCHOOL, PONNARIMANGALAM, MULAVUKAD P.O., ERNAKULAM DISTRICT, 682 504, REPRESENTED BY ITS MANAGER, SR. GABRIEL, SAB D/O. LATE AUGUSTINE AGED 66 YEARS, PANOCHIRA HOUSE, VAYALA P.O., KURAVILANGAD VIA, KOTTAYAM DISTRICT. W.A.No.173 of 2019 & - 144 - 2 ADDL.R2 SECRETARY (AFFILICATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 1100092. ADDL. R2 RESPONDENT IS IMPLEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 145 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.389 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8241/2018(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT,GENERAL EDUCATION DEPARTMENT,THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA,THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM-686001,KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686001,KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM,KERALA-686001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT

PLEADER RESPONDENT/S: 1 SAN THOM PUBLIC SCHOOL, REPRESENTED BY ITS PRINCIPAL, THARAKANATTUKUNNU, CHENAPPADY, KERALA, POST CODE-686520. W.A.No.173 of 2019 & - 146 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 147 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.390 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7545/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP.BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE ASSISTANT EDUCATIONAL OFFICER, KONNI, PATHANAMTHITTA DISTRICT-689691. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, S.N. CENTRAL SCHOOL, KOODAL, KONNI, PATHANAMTHITTA DISTRICT-689691. W.A.No.173 of 2019 & - 148 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 149 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.391 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 30460/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP.BY ITS SECRETARY,GENERAL EDUCATION DEPARTMENT,THIRUVANANTHAPURAM-695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, CHALAKKUDY,THRISSUR-680307.

4 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, IRINJALAKUDA,THRISSUR DISTRICT-680121. 5 THE ASISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, CHALAKKUDY-680307. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER ST.LIOBA ACADEMY,PERAMBRA.P.O,(NEAR APPOLLO), THRISSUR. W.A.No.173 of 2019 & - 150 -

2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPLEADED AS PER ORDER DATED 18/2/2019 IN IA 1/2019 IN WA 391/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 151 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.392 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 10191/2018(Y) OF HIGH COURT OF KERALA
APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY SECRETARY, EDUCATION
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2
DISTRICT EDUCATION OFFICER, THIRUVALLA- 689101. 3 ASSISTANT
EDUCATIONAL OFFICER, THIRUVALLA- 689101. SRI.C.P.SUDHAKARA
PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT
PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 REGIMUNDI E.M. L.P. SCHOOL, THIRUVALLA,
REPRESENTED BY ITS MANAGER, SR.MAJESTA CTC, D/O.MARSHAL, AGED
62 YEARS.

2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY
EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,
PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPLEADED AS PER ORDER
DATED 18/2/2019 IN IA 2/2019 IN WA 392/2019. THIS WRIT APPEAL HAVING
BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND
CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 152 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.393 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 751/2018(T) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY
TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-
695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOZHIKODE, KERALA-
673004. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KERALA-
673601. 5 THE ASSISTANT EDUCATIONAL OFFICER, KUNNAMANGALAM-

673571. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 153 - RESPONDENT/S: 1 ST. PHILIP NERI CONVENT SCHOOL REPRESENTED BY ITS PRINCIPAL, MARIKUNNU P.O., CHERUVATTA, MOOZHICKEL, KOZHIKODE- 673012. 2 ADDL.R2- SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 2/2019 SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 154 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.394 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5904/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER, KANNUR, KERALA-670 002 4 THE DEPUTY DIRECTOR OF EDUCATION KANNUR, KERALA-670 002 5 THE ASSISTANT EDUCATIONAL OFFICER, PAYYANNUR, KANNUR , KERALA-670 307

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.ELIZABETH PUBLIC SCHOOL REPRESENTED BY ITS PRINCIPAL, KARIAPPALLY, VELLORA P.O, KANNUR, KERALA-670 306. W.A.No.173 of 2019 & - 155 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA

KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 156 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.395 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7088/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695 001, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 001, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, ATTINGAL, KERALA-695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 157 - RESPONDENT/S: FATHIMA CONVENT ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS MANAGER, SOUTH ARAYATHURUTHY, CHIRAYINKEEZHU P.O, THIRUVANANTHAPURAM, KERALA-695 304. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 158 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.396 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19994/2017(Y) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, PERAMBRA, KOZHIKODE. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PRESIDENT, NURUL ISLAM MAHAL JAMATH COMMITTEE, MULLAMBATH, NADUVANNUR P.O., KOZHIKODE. W.A.No.173 of 2019 & - 159 -

2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 2/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 160 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.397 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 12501/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE PRINCIPAL SECRETARY, DEPARTMENT OF PUBLIC EDUCATION,

SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS,, JAGATHYI,THYCAUD, THIRUVANANTHAPURAM DISTRICT-695014. 3 DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM DISTRICT-695001. 4 ASSISTANT EDUCATIONAL OFFICER, NEYYATTINKARA, THIRUVANANTHAPURAM DISTRICT-695121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SREE NARAYANA DHARMA SANGHOM TRUST, SIVAGIRI MADHOM, VARKALA-695141, REPRESENTED BY ITS GENERAL SECRETARY. W.A.No.173 of 2019 & - 161 - 2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 2/2019 IN WA 397/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 162 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.398 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10750/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM- 695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, EDUCATION DEPARTMENT, KOZHIKODE- 673001. 4 THE DISTRICT EDUCATIONAL OFFICER, EDUCATION DEPARTMENT, KOZHIKODE- 673001. 5 THE ASSISTANT EDUCATIONAL OFFICER, EDUCATION DEPARTMENT, TANUR- 676302. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT

PLEADER RESPONDENT/S: 1 THE TANUR N.S.S. KARAYOGAM NURSERY AND PREPARATORY SCHOOL, TANUR P.O., KATILANGADI (VIA) MALAPPURAM DISTRICT, PIN- 676302, REPRESENTED BY ITS SECRETARY AJITH KUMAR S. W.A.No.173 of 2019 & - 163 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 1/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 164 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.399 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23054/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 DISTRICT EDUCATIONAL OFFICER, THALASSERY - 670 101. 2 DIRECTOR OF PUBLIC INSTRUCTIONS THIRUVANANTHAPURAM - 695 014. 3 DEPUTY DIRECTOR OF EDUCATION KANNUR - 670 001.

4 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 VINEETHA ABRAHAM, HEADMASTER, CSI, ENGLISH MEDIUM SCHOOL, MG ROAD, THALASSERY P.O., THALASSERY, PIN - 670 101. 2 ANISH.S. MANAGER, VIDYANEKETHAN ENGLISH MEDIUM SCHOOL, DHARMADAM P.O., DHARMADA, THALASSERY, KANNUR DISTRICT - 670 101. W.A.No.173 of 2019 & - 165 - 3 SHEEBA.P.C. HEADMASTER, RAINBOW KIDS ENGLISH LP SCHOOL, MUNDALUR P.O., THALASSERY TALUK, KANNUR DIST., PIN - 670 622. 4 RASEENA.P. MANAGER, BRENNEN ENGLISH SCHOOL, KUTHUPARAMBA, THALASSERY TALUK, PIN- 670 643.

5 ADDL.R5-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R5 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 1/2019). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 166 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.400 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9496/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER THIRUVANANTHAPURAM-695 001 4 THE DEPUTY DIRECTOR OF EDUCATION THIRUVANANTHAPURAM-695 001 5 THE ASSISTANT EDUCATIONAL OFFICER NEDUMANGAD, THIRUVANANTHAPURAM, KERALA, POSTAL CODE-695 541

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SACRED HEART JYOTHI CENTRAL SCHOOL REPRESENTED BY ITS MANAGER, ARASUPARAMBU, NEDUMANGAD, THIRUVANANTHAPURAM, KERALA, POSTAL CODE-695 541. W.A.No.173 of 2019 & - 167 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2- COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH

WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 168 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.401 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7794/2018(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY,GENERAL EDUCATION DEPARTMENT,SECRETARIAT,THIRUVANANTHAPURAM-695039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS,VAZHUTHACAUD, THIRUVANANTHAPURAM-695014. 3 DISTRICT EDUCATIONAL OFFICER KOLLAM-691001. 4 DEPUTY DIRECTOR OF EDUCATION, KOLLAM-691001. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHAVARA-691583,KOLLAM DISTRICT.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER FR.SOSIOS ENGLISH MEDIUM SCHOOL,PAVUMBA,KOIVILA, KOLLAM-691590. W.A.No.173 of 2019 & - 169 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 170 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.402 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6496/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DISTRICT EDUCATIONAL OFFICER, ATTINGAL-695101. 4 ASSISTANT EDUCATIONAL OFFICER, KILIMANOOR-695601. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: MANAGER, MAR GREGORIOS MEMORIAL INTERNATIONAL SCHOOL, KILIMANOOR, THIRUVANANTHAPURAM-695601. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 171 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.404 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 31912/2014(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 039 2 DIRECTOR OF PUBLIC INSTRUCTIONS JAGATHY P.O, THIRUVANANTHAPURAM-695 014 3 DEPUTY DIRECTOR OF EDUCATION. CIVIL STATION, PALAKKAD-678 001

4 ASSISTANT EDUCATIONAL OFFICER PARALI, GOVERNMENT U.P. SCHOOL, PREMISES, EDATHARA P.O, PALAKKAD DISTRICT-678 611

5 ASSISTANT EDUCATIONAL OFFICER KOPPAM P.O, PALAKKAD-678 001 6 ASSISTANT EDUCATIONAL OFFICER MANNARKAD, PALAKKAD-678 582 7 ASSISTANT EDUCATIONAL OFFICER SHORNUR, GOVERNMENT PRESS

PREMISES, KULAPPULLY P.O, SHORNUR-679 121 8 ASSISTANT EDUCATIONAL OFFICER ALATHUR, PALAKKAD-678 541. W.A.No.173 of 2019 & - 172 - 9 ASSISTANT EDUCATIONAL OFFICER WADAKKANCHERY, THRISSUR DISTRICT-680 582

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, DYNAMIC ENGLISH MEDIUM SCHOOL DYNAMIC ENGLISH MEDIUM SCHOOL, MANKARA P.O, PALAKKAD DISTRICT-678 613

2 THE MANAGER HOLY FAMILY CONVENT (LP) SCHOOL, MUNDAKUNNU, KANJIRAPPUZHA P.O, PALAKKAD-678 591 3 SR. GEETHA MANAGER, HOLY FAMILY CONVENT (EM) SCHOOL, THACHAMPARA P.O, PONNAMKODE, PALAKKAD. 4 MANAGER VICTORY ENGLISH MEDIUM SCHOOL, MANNARKAD, PALLIKUNNU P.O, PALAKKAD DISTRICT-678 582 5 M. SIVADASAN MANAGER, NSS ENGLISH MEDIUM SCHOOL, ALANALLUR-678 601 6 MANAGER BRIGHT AND BRILL PUBLIC SCHOOL, KADATHIPPADY, MANNARKKAD, PALAKKAD DISTRICT-678 582 7 MANAGER N.I. ENGLISH SCHOOL, MADRASSA HALL, SHORANUR, PALAKKAD DISTRICT-679 121 8 THE MANAGER ARCADIA ENGLISH MEDIUM SCHOOL, KAYILLAD POST, SHORANUR-679 122, PALAKKAD DISTRICT. 9 THE MANAGER RADIANT ENGLISH MEDIUM SCHOOL, NEAR MUNICIPALITY, SHORNUR-679 121. W.A.No.173 of 2019 & - 173 - 10 MANAGER NEW SUMA ENGLISH MEDIUM SCHOOL, CHUDUVALATHUR, SHORANUR, PALAKKAD-679 121 11 MANAGER SREE VIDYAVIHAR, OPP. SIMCO, CO. KULAPPULLY, SHORNUR-679 122 12 MANAGER NSS BALANIKETHAN ENGLISH MEDIUM SCHOOL, MARUTHA ROAD P.O, PALAKKAD. 13 MANAGER SREEVIDYANIKETHAN, ENGLISH MEDIUM SCHOOL, NATTUKAL, MANNAPRA, ALATHUR, PALAKKAD-678 685 14 MANAGER, LITTLE FLOWER PUBLIC SCHOOL, PUTHIYANKAM, PEZHUMPARAMBA, ALATHUR, PALAKKAD-678 541 15 MANAGER AMS MODEL ENGLISH MEDIUM SCHOOL, CHEERAKUZHI, MOOLANCODE P.O, PALAKKAD DISTRICT-678 683

16 C.T. THOMAS MANAGER, RETM ENGLISH MEDIUM SHCOOL, PULIMOOTAM, MANNAPRA P.O, PALAKKAD DISTRICT-678 685 17 THE DIRECTOR SAPHIRE PUBLIC SCHOOL KAMMANTHARA, VADAKKANCHERY-678 683 18 SECRETARY MANAGING COMMITTEE N.S.S. ENGLISH MEDIUM SCHOOL, MUDAPPLUR P.O, 678 705 19 MANAGER ENGLISH MEDIUM L.P. SCHOOL, KAVASSERY, VALAKKAD, ALATHUR, PALAKKAD-678 541

20 HAMSA H MANAGER, AL-IRSHAD ENGLILSH MEDIUM SCHOOL, VANNUR ROAD, ALATHUR, PALAKKAD DISTRICT-678 541. 21 MANAGER AL-IRSHAD ENGLISH MEDIUM SCHOOL, THONIPPADAM, VAVULLIYAPURAM, PALAKKAD-678 543 22 PRASANNAKUMARAN CHAIRMAN, PRASTAN ENGLISH SCHOOL, KANJIRASSERY, MULLOORKARA P.O, IRUNILAMKODE, THRISSUR DISTRICT-680 583 W.A.No.173 of 2019 & - 174 - 23 MANAGER BEWERNIC ENGLISH MEDIUM SCHOOL, KALLEPADAM, PAZHAYANNUR, TRICHUR DISTRICT-680 587 24 MANAGER VIDYA JYOTHI ENGLISH MEDIUM L.P. SCHOOL, AYAKKAD, VADAKKANCHERY, PALAKKAD DISTRICT-678 683

25 MANAGER M.M. ENGLISH MEDIUM SCHOOL, THANNERCODE, PALAKKAD DISTRICT-679 536 26 MANAGER VALLUVANAD ENGLISH MEDIUM SCHOOL, SHORNUR, PALAKKAD DISTRICT-679 121 27 MANAGER K.H. MEMORIAL ENGLISH MEDIUM SCHOOL, MANJAKULAM , PALAKKAD-678 012 28 M.S. BABU, S/O. SANKARA NARAYANAN, AGED 45 YEARS, MADATHIL HOUSE, CHERUTHURUTHY, THRISSUR DIST.-679 531 29 ADDL.R29. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R29 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SRI.V.G.ARUN (K/795/2004) SMT.INDULEKHA JOSEPH SRI.NEERAJ NARAYAN SMT.V.JAYA RAGI SMT.NIGI GEORGE SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 175 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.405 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10055/2018(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM - 670 519. 4 THE DISTRICT EDUCATIONAL OFFICER, CIVIL STATION, B2 BLOCK, MALAPPURAM - 676 505. 5 THE ASSISTANT EDUCATIONAL OFFICER, EDAPPAL, MALAPPURAM DISTRICT- 679 576.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, BRIGHT LINE ENGLISH MEDIUM SCHOOL, KALADI, MALAPPURAM DISTRICT, PIN - 679 582. W.A.No.173 of 2019 & - 176 - 2 THE UNION OF INDIA REPRESENTED BY ITS SECRETARY, HUMAN RESOURCES DEVELOPMENT DEPARTMENT, NEW DELHI - 110 001.

3 THE CENTRAL BOARD OF SECONDARY EDUCATION, AFFILIATION BRANCH, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI -110 092 REPRESENTED BY ITS SECRETARY. SHRI.P.VIJAYAKUMAR, ASG OF INDIA SRI.JAISHANKAR V.NAIR, CGC THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 177 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.406 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23109/2017(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 DISTRICT EDUCATIONAL OFFICER, THRISSUR - 680 012. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 017.

3 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 017. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE PRINCIPAL, LITTLE QUEEN PUBLIC SCHOOL, OLARIKKARA, THRISSUR- 680 012.

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 178 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.407 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7709/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM - 691 009. 4 THE ASSISTANT

EDUCATIONAL OFFICER, KULAKKADA - 691 521. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 MARTHOMA RESIDENTIAL SCHOOL, ZIONKUNNU, KULAKKADA, KOTTARAKKARA, KOLLAM, REPRESENTED BY ITS PRINCIPAL AND AUTHORIZED SIGNATORY REV. JOHN P. JOY, PIN - 691 521. W.A.No.173 of 2019 & - 179 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 180 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.408 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22441/2017(E) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTION OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHI, THIRUVANANTHAPURAM - 695 014 3 THE DEPUTY DIRECTOR OF EDUCATION OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, PUZHATHI HOUSING COLONY, KANNUR, KERALA - 670 002. 4 THE DISTRICT EDUCATION OFFICE OFFICE OF THE DISTRICT EDUCATION OFFICE, MINI CIVIL STATION, TALIPARAMBA, KANNUR - 670 141. 5 THE ASSISTANT EDUCATIONAL OFFICER OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, PAYYANNUR, KANNUR - 670 307. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER

SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 181 - RESPONDENT/S: 1 JOSEPH P.P., AGED 55 YEARS S/O. PHILIP P.P, MANAGER, VISWAJNAN ENGLISH SCHOOL, PULINGOME, CHUNDA P.O, KANNUR - 670 511

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 182 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.409 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 30259/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, MANJESWAR AT UPPALA, MANJESHWAR, KASARAGOD DISTRICT-671 323. 2 THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671 121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD-671 121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, TIRUVANANTHAPURAM-695 001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANIMUNDA EDUCATIONAL SOCIETY MANIMUNDA, NEAR RAILWAY STATION, UPPALA P.O., KASARAGOD DISTRICT, PIN-671 322, REPRESENTED BY ITS PRESIDENT. W.A.No.173 of 2019 & - 183 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,

PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 3/19 IN WA 409/19 BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 184 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.410 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 32760/2017(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, 2ND FLOOR, CIVIL STATION, THRISSUR. 4 THE DISTRICT EDUCATIONAL OFFICER, IRINJALAKUDA, THRISSUR DISTRICT-680121. 5 THE ASSISTANT EDUCATIONAL OFFICER, MALA, THRISSUR DISTRICT-680 732.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 AL-AMEEN CHERAMAN MALIK PUBLIC SCHOOL, THIRUVANCHIKULAM, NEAR CHERAMAN MASJID, KODUNGALLOOR, THRISSUR-680 664. W.A.No.173 of 2019 & - 185 - 2 THE CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY ITS CHAIRMAN, SHIKSHA KENDRA, 2 COMMUNITY CENTRE, PREET VIHAR, DELHI-110 301.

BY ADV. SRI.A.A.MOHAMMED NAZIR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 186 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.411 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19174/2017(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM- 691013. 4 THE ASSISTANT EDUCATIONAL OFFICER, KOLLAM- 691013. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHATHANNOOR- 691572.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MOUNT HIRA PUBLIC SCHOOL, PALLIKUDAM JUNCTION, ERAVIPURAM, KOLLAM, PIN- 691011. W.A.No.173 of 2019 & - 187 - 2 THE MANAGING DIRECTOR, CREATIVE INDIAN SCHOOL, CREATIVE AVENUE, NEAR B.ED COLLEGE, PALLIMUKKU, KOLLAM- 691010. 3 THE MANAGER, THE PHOENIX PUBLIC SCHOOL, PARAVUR, KOLLAM- 691301.

4 ADDL.R4. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R4 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 188 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.412 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11666/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 DISTRICT EDUCATIONAL OFFICER, ERNAKULAM- 682001. 4 ASSISTANT EDUCATIONAL OFFICER, EDAVANAKKAD, PIN- 682502. 5 DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM- 682001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ST.GEORGE CARMEL PUBLIC SCHOOL, VADEL, NAYARAMBALAM, VADEL, ERNAKULAM DISTRICT, PIN- 682509. W.A.No.173 of 2019 & - 189 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, AFFILIATION BRANCH, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, DELHI- 110092, REPRESENTED BY ITS SECRETARY. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 190 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.413 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10267/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE-II, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695 014 3 THE

DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA-688 001 4 THE DISTRICT EDUCATIONAL OFFICER, MAVELIKKARA, ALAPPUZHA DISTRICT-690 101 5 THE ASSISTANT EDUCATIONAL OFFICER, CHENGANNUR, CHENGANNUR, ALAPPUZHA DISTRICT-689 121 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE MANAGER, ST. MARYS ENGLISH MEDIUM SCHOOL, KALLISSERY, CHENGANNUR, ALAPPUZHA DISTRICT-689 124. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 191 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.414 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 33310/2017(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR, KANNUR DISTRICT, 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, CHOKLI, KANNUR DISTRICT-670 672 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE PRINCIPAL, MES PUBLIC SCHOOL KARIYAD, P.O. PULIYANABRAM, KANNUR DISTRICT-670 675. W.A.No.173 of 2019 & - 192 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.415 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9564/2017(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695030. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, CIVIL STATION, THALASSERY-670101. 4 THE DISTRICT EDUCATIONAL OFFICER, CIVIL STATION, KANNUR-670002. 5 THE DISTRICT EDUCATIONAL OFFICER, MINI CIVIL STATION, TALIPARAMBA-670141. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

W.A.No.173 of 2019 & - 194 - RESPONDENT/S: 1 MANAGER, BLUE BELL KINDER GARDEN AND PRIMARY SCHOOL, KELOTH, PAYYANNUR P.O., PIN-670307. 2 MANAGER, BUTTERFLY ENGLISH MEDIUM SCHOOL, VADAKKANCHERY P.O., MUYIAM-670142. 3 MANAGER, SIM PUBLIC SCHOOL, KIZHUNNA (P.O), THOTTADA, KANNUR-670 007 4 GENERAL SECRETARY, MATHAMANGALAM PUBLIC SCHOOL, MATHAMANGALAM BAZAR (P.O), KANNUR-670306. 5 MANAGER, TALENT ENGLISH SCHOOL, KALLIASSERY CENTRAL, ANCHAMPEEDIKA (P.O), PIN-670331. 6 CHAIRMAN, BLUE MOUNT ENGLISH SCHOOL, KARTHIKAPURAM, KARTHIKAPURAM (P.O), ALAKODE-670571. 7 MANAGER, ST. THOMAS ENGLISH MEDIUM SCHOOL, EDOOR, PAYAM (P.O), PIN-670704. 8 MANAGER, TRACK ENGLISH MEDIUM SCHOOL, VALLITHODE, KILIYANTHARA (P.O), PIN-670706. 9 MANAGER, BAPPUJI ENGLISH MEDIUM SCHOOL, MALOOR (P.O), MATTANNUR (VIA), PIN-670702. 10 MANAGING TRUSTEE, CONCORD PUBLIC SCHOOL, MATTANNUR, MATTANNUR VIA -670595. 11 SECRETARY,

SREE NARAYANA NURSERY AND UP SCHOOL, KANNOTHUMCHAL, CHOVA-670006. W.A.No.173 of 2019 & - 195 - 12 MANAGER, BAPPUJI ENGLISH MEDIUM SCHOOL, PERAVOOR, PERUMPUNNA (P.O), KANNUR DISTRICT-670673.

13 ADDL. R13. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R13 IS IMPEADED AS PER ORDER DATED SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE GOVERNMENT PLEADER THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 196 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.416 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 17892/2017(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS CHIEF SECRETARY TO GOVERNMENT, THIRUVANANTHAPURAM-695001.

2 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATIONAL DEPARTMENT, THIRUVANANTHAPURAM-695001. 3 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 4 THE DISTRICT EDUCATION OFFICER, KANHANGAD, KASARAGOD-671315. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHERUVATHUR, KASARAGOD-671313. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PEACE INTERNATIONAL SCHOOL, REPRESENTED BY ITS MANAGER, AYITTY JUNCTION, TRIKARPUR,

KASARAGOD-671310. W.A.No.173 of 2019 & - 197 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 198 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.417 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7950/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL OFFICER, KANIYAPURAM, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KANIYAPURAM, THIRUVANANTHAPURAM DISTRICT-695301. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 KH M.J.PUBLIC SCHOOL, SITUATED AT KHABARADI NAGAR, KOITHOORKONAM P.O., THIRUVANANTHAPURAM DISTRICT-695584, REPRESENTED BY ITS MANAGER, ABDUL RASHEED M., AGED 62 YEARS, S/O. MUHAMMED HANEEFA, RESIDING AT HASHIRA MANZIL, MOHANAPURAM, KOITHOORKONAM P.O., THIRUVANANTHAPURAM DISTRICT-695584. W.A.No.173 of 2019 & - 199 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH

WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 200 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.418 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23052/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, IRITTY, KANNUR DISTRICT - 670 703. 2 THE DISTRICT EDUCATIONAL OFFICER, THALASSERY - 670 101, KANNUR DISTRICT. 3 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR DISTRICT, PIN - 670 001. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT FOR GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 K.V.RASHEED, SECRETARY, GLOBAL INDIA EDUCATION AND CHARITABLE TRUST AND MANAGER GLOBAL INDIA PUBLIC SCHOOL, IRITTY, VILAKKOD.P.O, KANNUR DISTRICT - 670 703. W.A.No.173 of 2019 & - 201 - 2 REGIONAL OFFICER, CBSE REGIONAL OFFICE, PATTOM, THIRUVANANTHAPURAM - 695 001. BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 202 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.420 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 39484/2017(I) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY,
GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM
695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE DISTRICT
- 673 001. 4 THE ASSISTANT EDUCATIONAL OFFICER, KUNNAMANGALAM,
KOZHIKODE DISTRICT - 673 571. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE
GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE,
SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER,
SACRED HEART NATIONAL SCHOOL, CHULUR P.O., CHATHAMANGALAM,
KOZHIKODE DISTRICT - 673 601. W.A.No.173 of 2019 & - 203 - 2 ADDL. R2.
SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY
EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,
PREET VIHAR, NEW DELHI -110 092. ADDITIONAL R2 IS IMPEADED AS PER
ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-
07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT
ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 204 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.421 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 569/2018(U) OF HIGH COURT OF KERALA
APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL
EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2
DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001.
3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT
EDUCATIONAL OFFICER, MANNARKKAD, PIN - 678 582. 4 DISTRICT
EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL
OFFICER, NEAR RAILWAY STATION, OTTAPALAM - 679 101. 5 DISTRICT

EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, PRESS CLUB ROAD, PALAKKAD - 678 001.

6 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, MANNARKKAD - 678 582. 7 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, CHITTUR- 678 101. 8 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, W.A.No.173 of 2019 & - 205 - OTTAPALAM - 679 101.

9 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, CHERUPULASSERY, PIN - 679 403. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PRINCIPAL, DHARUL FURQAN ENGLISH MEDIUM SCHOOL, CHIRAPPADAM, THENKARA P.O.MANNARKKAD, PALAKKAD - 678 582. 2 MANAGER, GALAXY ENGLISH MEDIUM SCHOOL, ALANALLUR, PALAKKAD, PIN - 678 601. 3 MANAGER, MERIDIAN ENGLISH SCHOOL, ERATTAVARI, AMBALAPARA, THIRUVIZHAMKUNNU P.O.MANNARKKAD, PALAKKAD - 678 801. 4 MANAGER, ST. ANTONY'S ENGLISH MEDIUM SCHOOL, M.E.S KALLADI COLLEGE P.O., KUNTHIPUZHA, MANNARKKAD, PALAKKAD - 678 582.

5 MANAGER, VICTORY ENGLISH MEDIUM SCHOOL, CHANDAPETTA, KOZHIPPARA P.O., PALAKKAD, PIN - 678 557. 6 MANAGER, HOLY TRINITY SCHOOLS, THRITHUMALA, KALKANDI P.O., ATTQAPPADI, PALAKKAD, PIN - 678 582. 7 MANAGER, ST. FRANCIS, ENGLISH MEDIUM SCHOOL, KADAMBUR, OTTAPPALAM, PALAKKAD, PIN - 679 515. 8 MANAGER HOLY MARY ENGLISH MEDIUM SCHOOL, HIGH SCHOOL ROAD, CHERUPLASSERY, PALAKKAD - 679 503. W.A.No.173 of 2019 & - 206 -

9 ADDL.R9 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R9 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 207 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.422 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6580/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM - 695 001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM DISTRICT - 695 036. 4 THE ASSISTANT EDUCATIONAL OFFICER, KILIMANOOR, THIRUVANANTHAPURAM DISTRICT - 695 601. 5 THE ASSISTANT EDUCATIONAL OFFICER, VARKALA, THIRUVANANTHAPURAM DISTRICT - 695 141.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE HEADMASTRESS, ST.JOSEPH OF CLUNY PUBLIC SCHOOL, VELLAMKOLLY, NAGAROR P.O., THIRUVANANTHAPURAM DISTRICT - 695 102. W.A.No.173 of 2019 & - 208 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW

DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 209 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.424 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9925/2018(M) OF HIGH COURT OF KERALA

APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHI, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM - 691 001. 4 THE ASSISTANT EDUCATIONAL OFFICER, PUNALUR, KOLLAM, PIN - 691 305. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

K.DINESAN, AGED 62 YEARS, S/O S KARTHIKEYAN, DEEPAK NIVAS, KAMUKUMCHERRY, AWANEESWARAM P.O., PIN - 691 508, KOLLAM DISTRICT, MANAGER, FURUS PUBLIC SCHOOL, AWANEESWARAM P.O., KOLLAM DISTRICT. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 210 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 WA.No.425 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 32617/2017(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT, GENERAL (N) EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001 3 THE DEPUTY DIRECTOR OF EDUCATION, IDUKKI, THODUPUZHA - 685 582 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MARY MATHA PUBLIC SCHOOL, SITUATED AT MULLARINGAD IN IDUKKI DISTRICT-685 582, REPRESENTED BY ITS MANAGER SR.QUEENCY S.D., AGED 71 YEARS, D/O.LATE O.V.PETER, RESIDING AT PROVINCE HOUSE, ASSOCIATION OF THE SISTERS OF DESTITUTE ST. VINCENT, IDUKKI DISTRICT - 685 582. W.A.No.173 of 2019 & - 211 - 2 THE SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI -110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 212 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.426 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18130/2017(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD-671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIT, THIRUVANANTHAPURAM-695001.

6 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD-671315. 7 THE ASSISTANT EDUCATIONAL OFFICER, HOSDURG, KASARAGOD-671001. 8 THE ASSISTANT EDUCATIONAL OFFICER, CHERUVATHOOR, KASARAGOD-671313. 9 THE ASSISTANT EDUCATIONAL OFFICER, BAKEL, KASARAGOD-671318. W.A.No.173 of 2019 & - 213 - 10 THE ASSISTANT EDUCATIONAL OFFICER, MANJESHWARA (AT UPPALA), KASARAGOD-671323.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 K.V. SURESHKUMAR, S/O K.V. KUNHAMBUR, MANAGING TRUSTEE, BRILLIANT EDUCATIONAL TRUST AND MANAGER, BRILLIANT ENGLISH MEDIUM, SCHOOL, THAIKKADAPPURAM, NILESHWARAM, KASARAGOD DISTRICT. 2 A.V. RAGHAVAN, S/O K.V. RAMAN, MANAGER, MALABAR EDUCATIONAL AND CULTURAL SOCIETY, KANHANGAD, KASARAGOD DISTRICT. 3 SUMATHI, MANAGER, MODEL ENGLISH MEDIUM SCHOOL, PERIYA, PERIYA P.O., BAKEL FORT (VIA), KASARAGOD DISTRICT. 4 GOURI SHANKAR M., S/O VASUDEVA M, SECRETARY, KEEKAN EDUCATIONAL AND CHARITABLE TRUST AND MANAGER, NALANDA ENGLISH MEDIUM SCHOOL KEEKANAM, KEEKAN P.O.(VIA), BEKALFORT-671316, KASARAGOD DISTRICT.

5 BHASKARAN P., S/O A. RAMAN, MANAGER, VRINDAVAN ENGLISH MEDIUM L.P. SCHOOL, NANDAPURAM, KANHIRAPOIL P.O., ANANDASHARAM (VIA)-671531. 6 ABDUL HAMEED A.B., S/O ABDUL RAHIMAN P.A., MANAGER, AL-AMEEN PUBLIC SCHOOL, MOGRAL PUTHUR, CHENGALA, KASARAGOD DISTRICT. 7 RABIA, D/O ABDUL SAMAD, MANAGER, AL-MADEENA ENGLISH MEDIUM SCHOOL, PAIVALIKE NAGAR, UPPALA, KASARAGOD DISTRICT. W.A.No.173 of 2019 & - 214 - 8 ADDL.R8 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY

EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,
PREET VIHAR,

NEW DELHI-110092. (ADDL.R8 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) SRI.M.SASINDRAN SRI NIRMAL S. (B/O)
THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG
WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019
DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 215 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.427 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 6805/2018(A) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REP.BY ITS SECRETARY TO
GOVERNMENT, GENERAL EDUCATIONAL DEPARTMENT,
GOVT.SECRETARIAT, THIRUVANANTHPAURAM-695 001 2 THE DIRECTOR
OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS,
JAGATHI, THIRUVANANTHAPURAM 3 THE DEPUTY DIRECTOR OF
EDUCATION, KAKKANAD, ERNAKULAM-682 030 4 THE ASSISTANT
EDUCATIONAL OFFICER, NORTH PARAVOOR, ERNAKULAM DISTRICT-683
513 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF,
SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 ST.THOMAS ENGLISH MEDIUM U.P.SCHOOL,
NORTH KUTHIATHODE, NORTH KUTHIATHODE (P.O), ALUVA, VIA,
ERNAKULAM DISTRICT-683 594, REPRESENTED BY ITS MANAGER,
FR.JOSE MAIPPAN, S/O.VARGHESE MAIPPAN, MAIPPAN HOUSE,
AMALAPURAM, AYYAMPUZHA (P.O) KALADY VIA, ERNAKULAM DISTRICT.
W.A.No.173 of 2019 & - 216 - 2 ADDL. R2. SECRETARY (AFFILIATION),
CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA
KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092.
ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL

HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 217 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.428 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 38970/2017(U) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, VAZHUTHACAUD, THIRUVANANTHAPURAM-695014. 3 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KANJHANGAD-671315. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, PEACE INTERNATIONAL SCHOOL, AYITTY JUNCTION, TRIKARIPUR, KASARGOD-671310. W.A.No.173 of 2019 & - 218 -

2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER DATED 08/07/2019 IN IA.NO.01/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 219 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.429 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5888/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-685014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT-673001. 4 THE ASSISTANT EDUCATIONAL OFFICER, CHEVAYUR, KOZHIKODE DISTRICT-673017. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE PRINCIPAL, DAWN PUBLIC SCHOOL, THALAKULATHUR, KOZHIKODE, KOZHIKODE DISTRICT - 673 616. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 220 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.430 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34988/2017(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR DISTRICT, AYYANTHOLE, THRISSUR-680003. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE OXFORD ENGLISH SCHOOL, SITUATED

AT KANNOTH POST, MULLASSERY IN THRISSUR DISTRICT, REPRESENTED BY ITS MANAGER MR. ABDUL GAFOOR SAQAFI M.E., RESIDING AT VENKITANGU, VANIVILASAM SCHOOL ROAD, P.O. VANKITANGU, THRISSUR DISTRICT-680510. W.A.No.173 of 2019 & - 221 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) SRI.TPM.IBRAHIM KHAN (SR.) SMT.P.J.RAZIA BEEVI SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 222 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.431 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8115/2018(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANATHAPURAM-695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, VAZHUTHACAUD, THIRUVANANTHAPURAM-695 014 3 DISTRICT EDUCATIONAL OFFICER, KOLLAM-691 001 4 DEPUTY DIRECTOR OF EDUCATION, KOLLAM-691 001 5 ASSISTANT EDUCATIONAL OFFICER, CHAVARA, KOLLAM DISTRICT-691 583. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SECRETARY, SREE BUDDHA FOUNDATION, EDAKULANGARA P.O., KARUNAGAPPALLY, KOLLAM-690 523. W.A.No.173 of 2019 & - 223 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,

COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 224 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.432 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 13661/2018(G) OF HIGH COURT OF KERALA. APPELLANT/S: 1 GOVERNMENT OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHI, THIRUVANANTHAPURAM-695014.

3 DEPUTY DIRECTOR OF EDUCATION, KOLLAM-691019. 4 DISTRICT EDUCATIONAL OFFICER, KOLLAM-691019. 5 ASSISTANT EDUCATIONAL OFFICER, KARUNAGAPPALLY, KOLLAM DISTRICT-690518. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 VIMALA HRIDAYA ENGLISH MEDIUM SCHOOL, CLAPPANA, CLAPPANA P.O., KARUNAGAPPALLY VIA, KOLLAM DISTRICT-690525, REPRESENTED BY ITS CORPORATE MANAGER, REV. MOTHER REXIA MARY, D/O.ALBERT, AGED 51 YEARS, SUPERIOR GENERAL, FRANCISCAN SISTERS OF THE IMMACULATE HEART OF MARY, THATTAMALA P.O., PALATHARA, KOLLAM. W.A.No.173 of 2019 & - 225 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-

07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 226 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.434 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 2390/2018(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, DISTRICT EDUCATIONAL OFFICE, KOLLAM-691001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 GRACE INTERNATIONAL SCHOOL SITUATED AT VAZHAPPALLY, UMayANALLOOR POST IN KOLLAM DISTRICT-691589, REPRESENTED BY ITS MANAGER, SRI. KUNJUMUHAMMED THAHA, AGED 70 YEARS, SON OF LATE KUNJUKUHAMMED, (RESIDING AT HIRA MANZIL P.O., UMayANALLOOR. W.A.No.173 of 2019 & - 227 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 228 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.435 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18227/2017(C) OF HIGH COURT OF KERALA

APPELLANT/S: 1 GOVERNMENT OF KERALA, REP.BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, IDUKKI-685 603. 4 THE ASSISTANT EDUCATIONAL OFFICER, PEERMADE, IDUKKI DISTRICT, PIN-685 531. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.MATHEWS U.P.SCHOOL, WALLARDIE, 62ND MILE, VANDIPERIYAR, IDUKKI DISTRICT, PIN-685533, REPRESENTED BY ITS MANAGER, SR.RUTH. W.A.No.173 of 2019 & - 229 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPLEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 230 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.436 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11136/2018(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY CHIEF SECRETARY, GOVERNMENT OF KERALA, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 PRINCIPAL SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 4 THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA-689645. 5 THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA-689645. 6 THE ASSISTANT EDUCATIONAL OFFICER, PATHANAMTHITTA-689645. 7 THE ASSISTANT

EDUCATIONAL OFFICER, KONNI-689619.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 231 - RESPONDENT/S: 1 ZION CENTRAL SCHOOL, T.B. ROAD, PATHANAMTHITTA, REPRESENTED BY ITS MANAGER, MR.K.K. CHERIYANJEE-689645. 2 SREE NARAYANA PUBLIC SCHOOL, THEKKUTHODU P.O., KONNI, PATHANAMTHITTA DISTRICT-689699, REPRESENTED BY ITS MANAGER MR. KOCHU JANARDHANAN.

3 ST.ANTONY'S ENGLISH MEDIUM SCHOOL (CBSE), THANNITHODE, THANNITHODE P.O., PATHANAMTHITTA-689699, REPRESENTED BY ITS MANAGER FR.JOHNSON V. MATHEW. 4 AGAPE ENGLISH MEDIUM SCHOOL, AGAPE CENTRE, NJAKKUNILAM P.O., V. KOTTAYAM, PATHANAMTHITTA DISTRICT-689656, REPRESENTED BY ITS MANAGER MR. ACHENKUNJU P.A. 5 ST. IGNATIUS ENGLISH MEDIUM SCHOOL, VAZHAMUTTAM EAST P.O., MALLASSERY, PATHANAMTHITTA, REPRESENTED BY ITS MANAGER, FR.ROY CHACKO-689647. 6 MARTHOMA ENGLISH MEDIUM SCHOOL (CBSE), MUDIYOORKONAM P.O., PANDALAM, PATHANAMTHITTA DISTRICT, REPRESENTED BY ITS MANAGER, RE.C. JOSEPH-689501.

7 NORAN ELIAS ENGLISH MEDIUM SCHOOL, MANJINIKARA, MATHOOR P.O., PATHANAMTHITTA REPRESENTED BY ITS CARE TAKER, FR. ABBY STEPHEN-689647. 8 IDEAL ENGLISH SCHOOL, KOZHENCHERRY EAST P.O., PATHANAMTHITTA DISTRICT, REPRESENTED BY ITS MANAGER, MARY JOHNSON-689641. 9 ST. THERASA'S E.M.U.P. SCHOOL, ANGADI-RANNI, PATHANAMTHITTA DISTRICT, REPRESENTED BY ITS MANAGER, FR. JAMES PATTATHETTU-689672. 10 AL AMAN ENGLISH MEDIUM SCHOOL (CBSE), PATHANAMTHITTA, REPRESENTED BY MANAGER, HAJI A.M. SALAHUDDIN-689699. W.A.No.173 of 2019 & - 232 - 11 BALABHAVAN ENGLISH MEDIUM SCHOOL, IGO CAMPUS ANNEXE, EAST OTHERA P.O., THIRUVALLA, REPRESENTED BY ITS MANAGER, MAJOR V.I. LUKOSE-689546. 12 MARTHOMA ENGLISH MEDIUM SCHOOL, PATHANAMTHITTA, VATTAMKALAYIL HOUSE, MEKOZHOOOR, REPRESENTED BY ITS MANAGER,

MR. WILSON MATHEW-689678.

13 ST.MARY'S ENGLISH MEDIUM LOWER PRIMARY SCHOOL, THUMPAMOM, THUMPAMONM VILLAGE, ADOOR TALUK, PATHANAMTHITTA DISTRICT, REPRESENTED BY ITS MANAGER, FR.TITUS GEORGE-689502. 14 LITTLE ANGELS ENGLISH MEDIUM SCHOOL, VECHOOCHIRA, PATHANAMTHITTA DISTRICT, REPRESENTED BY ITS MANAGER, MR. V.S. VARUGHESE-686511. 15 ADDL. R15. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R15 IS IMPEADED AS PER ORDER DATED SRI.GEORGE ZACHARIAH ERUTHICKEL SRI.S.NIRMAL THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 233 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.437 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 346/2018(P) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM, PIN-695 014. 3 DISTRICT EDUCATIONAL OFFICER, ALAPPUZHA, PIN-688 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ABBOT GREGORY ENGLISH MEDIUM SCHOOL, KARICHAL, PAYIPAD P.O., ALAPPUZHA DISTRICT, PIN-695 056. 2 THE SECRETARY,

COUNCIL FOR THE INDIAN SCHOOL CERTIFICATE EXAMINATIONS,
PRAGATI HOUSE, NEHRU PLACE, NEW DELHI, PIN-110 505.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG
WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019
DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 234 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.438 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 9069/2018(G) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY
TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAURAM-695 001 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PIN
CODE-695 001 3 THE DISTRICT EDUCATIONAL OFFICER KOTTAYAM-686
001, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686
001, KERALA. 5 THE ASSISTANT EDUCATION OFFICER, KURAVILANGADU,
KERALA-686 001

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 JJ MURPHY MEMORIAL PUBLIC SCHOOL
REPRESENTED BY ITS MANAGER, YENDAYAR, KOTTAYAM, KERALA,
POSTAL CODE-686 514 W.A.No.173 of 2019 & - 235 - 2 CENTRAL BOARD OF
SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA
KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS
WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH
WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019
DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 236 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.439 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9498/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER, ALAPPUZHA-688 001, KERALA 4 THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA-688 001, KERALA 5 THE ASSISTANT EDUCATION OFFICE, ALAPPUZHA-688 001, KERALA SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 RAJAGIRI ST.CHAVARA CMI PUBLIC SCHOOL ST.CHAVARA CMI PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, MANAPPURAM, CHERTHALA, ALAPPUZHA, KERALA-688 526. W.A.No.173 of 2019 & - 237 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301 SRI.JOSE ABRAHAM SRI.MANU SRINATH THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 238 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.440 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7893/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE

SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM - 686 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, KURAVILANGADU, KERALA - 686 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, KURAVILANGADU, KERALA - 686 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.LUIGI SCHOOL, REPRESENTED BY ITS HEADMISTRESS, AYMANAM, KOTTAYAM, KERALA, POSTAL CODE - 686 027 W.A.No.173 of 2019 & - 239 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2 COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 240 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.441 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 12142/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, IDUKKI, KERALA - 685 584 4 THE DEPUTY DIRECTOR OF EDUCATION, THODUPUZHA, IDUKKI, KERALA - 685 584. 5 THE ASSISTANT EDUCATIONAL OFFICER, IDUKKI, KERALA - 685 584. SRI.C.P.SUDHAKARA

PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 ST.JOSEPHS L.P. SCHOOL, REPRESENTED BY ITS MANAGER, THELITHODE, MANKUVA P.O., IDUKKI, KERALA - 685 604.
W.A.No.173 of 2019 & - 241 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092.
(ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

SRI NIRMAL S. (B/O) SRI.SANJAY R. HEGDE (SR.) SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 242 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.443 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 38023/2017(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM - 691 506, KOLLAM. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 INFANT JESUS ENGLISH MEDIUM NURSERY AND L.P.SCHOOL, REPRESENTED BY ITS PRINCIPAL, ODANAVATTOM, KOTTARAKKARA, KOLLAM DISTRICT, KERALA - 691 512. 2 THE DEPUTY DIRECTOR OF EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA

KENDRA, 2,COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301. W.A.No.173 of 2019 & - 243 - 3 CENTAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY ITS CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI -110 301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 244 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.444 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9501/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM - 695 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM - 695 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, PAZHAVADI, NEDUMANGAD, KERALA - 695 541. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 KRISTU KIRAN ENGLISH MEDIUM SCHOOL,, REPRESENTED BY ITS MANAGER, THOLIKODE P.O., NEDUMANGAD, THIRUVANANTHAPURAM, KERALA- 695 541. W.A.No.173 of 2019 & - 245 - 2 ADDL. R2. SECRETARY(AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON

12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 246 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.445 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9504/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, ALAPPUZHA - 688 005, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA - 688 005, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, ALAPPUZHA - 688 005, KERALA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.ANTONYS ENGLISH MEDIUM LP SCHOOL, REPRESENTED BY ITS MANAGER, ALAPPUZHA, KERALA - 689 595. W.A.No.173 of 2019 & - 247 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 248 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.446 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 22388/2017(W) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY
TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION,
SECRETARIAT, THIRUVANANTHAPURAM - 695 001 2 THE DIRECTOR OF
PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001 3 THE DISTRICT
EDUCATIONAL OFFICER, KOLLAM - 691 001. 4 ASSISTANT EDUCATIONAL
OFFICER, KOLLAM - 691 001 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE
GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE,
SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 K.SIVAPRAKASH,
MANAGER, MAHATMA MODEL SCHOOL, KANJAVELY P.O., PARAKKULAM,
KOLLAM - 691 602 2 SINDHU S., HEADMISTRESS, MAHATMA MODEL
SCHOOL, KANJAVELY P.O., PARAKKULAM, KOLLAM - 691 602. W.A.No.173 of
2019 & - 249 - 3 ADDL. R3. SECRETARY (AFFILIATION), CENTRAL BOARD OF
SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,
COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDITIONAL R3
IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN
FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND
CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 250 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.450 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 10064/2018(G) OF HIGH COURT OF KERALA
APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY ITS
SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF
PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE
DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM - 676 519.
4 THE DISTRICT EDUCATIONAL OFFICER, TIRUR, MALAPPURAM - 676 101. 5
THE ASSISTANT EDUCATIONAL OFFICER, EDAPPAL, MALAPPURAM - 679

576.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MALABAR ENGLISH MEDIUM SCHOOL, POTHANUR, POLPPAKARA, MALAPPURAM - 679 576. 2 THE UNION OF INDIA, REPRESENTED BY ITS SECRETARY, HUMAN RESOURCES DEVELOPMENT DEPARTMENT, NEW DELHI - 110 001. W.A.No.173 of 2019 & - 251 -

3 THE CENTRAL BOARD OF SECONDARY EDUCATION AFFILIATION BRANCH, SHIKSHA KENDRA, 2 - COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 092, REPRESENTED BY ITS SECRETARY. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 252 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.451 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 40117/2017(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE DISTRICT - 673 001. 3 THE ASSISTANT EDUCATIONAL OFFICER, KUNNUMANGALAM, KOZHIKODE DISTRICT - 673 571. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE PRINCIPAL, PRATHEEKSHA ENGLISH SCHOOL, SNEHAPURAM, PAZHOOR.P.O, MAVOOR, KOZHIKODE DISTRICT - 673 661. W.A.No.173 of 2019 & - 253 - 2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA

KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 254 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.452 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6976/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, IDUKKI, KERALA - 685 584. 4 THE DEPUTY DIRECTOR OF EDUCATION IDUKKI, KERALA - 685 584 5 THE ASSITANT EDUCATIONAL OFFICER, IDUKKI, KERALA - 685 584

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 P.M.A.ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS MANAGER, PERUVANTHANAM P.O, IDUKKI, KERALA - 685 532. W.A.No.173 of 2019 & - 255 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI -110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 256 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.453 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6981/2018(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695 001 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 001 5 THE ASSISTANT EDUCATIONAL OFFICER, NEDUMANGADU, KERALA, 695 001

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 NUZZO ENGLISH VIDYALAYA, REPRESENTED BY ITS MANAGER, VATTAPPARA P.O.THIRUVANANTHAPURAM- 28. W.A.No.173 of 2019 & - 257 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 258 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.454 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 10420/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE

SECRETARY, EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM-683513. 3 THE ASSISTANT EDUCATIONAL OFFICER, NORTH PARAVOOR-683513. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 ST.FRANCIS ASSISSI E.M.SCHOOL, MADAPLATHURUTH, MOOTHAKUNNAM P.O., VADAKKEKKARA, ERNAKULAM DISTRICT, REP.BY ITS MANAGER, SR.LINCY THUNDATHIL, D/O.JOSSY, AGED 38 YEARS. 2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 1/19. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 259 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.455 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8950/2018(P) OF HIGH COURT OF KERALA APPELLANT/S:

1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695006. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE-673601. 4 THE ASSISTANT EDUCATINAL OFFICER, BALUSSERI, KOZHIKODE-MYSORE-KOLLEGAL ROAD, KODUVALLY, KOZHIKODE-673652. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT

PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: 1 THE MANAGER SACRED HEART, KINDER GARDEN PREPARATOR SCHOOL, ULLIYERI, KOZHIKODE DISTRICT. W.A.No.173 of 2019 & - 260 - 2 THE CO-ORDINATOR, SARVA SHIKSHA ABHIYAN AKSHAJAM, EAST NADAKAVU, 6, KOZHIKODE, KERALA- 673011. SRI.K.MOHANAKANNAN SMT.A.R.PRAVITHA THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 261 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.456 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11180/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, IDUKKI, THODUPUZHA, PIN-685585. 4 THE DISTRICT EDUCATIONAL OFFICER, THODUPUZHA, PIN-685585. 5 THE ASSISTANT EDUCATIONAL OFFICER, ADIMALI, PIN-685581. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 STEWARDS ASSOCIATION IN INDIA GARDEN HILLS PUBLIC SCHOOL, PAMPUMKAYAM, MANKULAM P.O, IDUKKI DISTRICT, PIN-685565, REPRESENTED BY ITS MANAGER, KOSHY K PAUL, AGED 38 YEARS, S/O. PAUL K. RAMAKRISHNAN. W.A.No.173 of 2019 & - 262 - 2

ADDL.R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 263 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.457 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 30551/2017(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP.BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANNATHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, IRINJALAKUDA, THRISSUR DISTRICT-680021. 4 THE ASSISTANT EDUCATIONAL OFFICER, MALA, THRISSUR DISTRICT-680732. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 GRACE INTERNATIONAL SCHOOL, REPRESENTED BY THE CHAIRMAN DR.RAJU DAVIS PEEPPADAN, AGED 58 YEARS, SON OF SHRI.DAVIS, MALA, GRACE KNOWLEDGE VILLAGE, MALAPALLIPURAM P.O., PLAVINMURI, THRISSUR DISTRICT-680732 (RESIDING AT PEREPADAN HOUSE, MALA. THRISSUR DISTRICT). W.A.No.173 of 2019 & - 264 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, 'SHIKSHA KENDRA', 2, COMMUNICTY CENTRE, PREET VIHAR, DELHI-110301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 265 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.458 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6971/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691506, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATON, KOLLAM-691506, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, ANCHAL-691306, KERALA.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CARMALGIRI CENTRAL SCHOOL REPRESENTED BY THE PRINCIPAL, BHARATHEEPURAM.P.O., ANCHAL, KOLLAM DISTRICT, KERALA-691330. W.A.No.173 of 2019 & - 266 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 267 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.459 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 18417/2017(B) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REP.BY ITS SECRETARY TO
GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT
ANNEX, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE
DEPUTY DIRECTOR OF EDUCATION, PALAKKAD DISTRICT-678001. 4 THE
ASSISTANT EDUCATIONAL OFFICER, THRITHALA, PALAKKAD DISTRICT-
679534. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF,
SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 THE MANAGER, SREE VYASA
VIDYANIKETHAN, KAPPUR, PALAKKAD DISTRICT. W.A.No.173 of 2019 & - 268
- 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF
SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,
COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2
IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN
FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND
CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 269 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.460 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 32318/2017(L) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY,
GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2
DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3
DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR,
ERNAKULAM. 4 ASSISTANT EDUCATIONAL OFFICER, KOLENCHERRY-
682311. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF,
SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 THE MANAGER,ST.PAUL' S BETHANY

SCHOOL, KOLENCHERRY, ERNAKULAM-682311. 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 270 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.461 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34299/2015(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY P.O, THIRUVANANTHAPURAM-695014. 3 DEPUTY DIRECTOR OF EDUCATION, THIRUVALLA, PATHANAMTHITTA-689101. 4 THE ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY, PATHANAMTHITTA DISTRICT-689641. 5 THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ST.THOMAS BETHANY CENTRAL SCHOOL, ELANTHOOR, PATHANAMTHITTA-689643. W.A.No.173 of 2019 & - 271 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER ORDER DATED 08.07.2019 IN IA 1/19.) SRI.JOSE ABRAHAM(J) SRI.MANU SRINATH SRI.N.RAGESH SHRI.MANOJ GEORGE

SRI. SANJAY R HEGDE, SR SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 272 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.462 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34943/2017(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, PERAMBRA, KOZHIKODE DISTRICT-673525. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE PRINCIPAL, VIRTUE PUBLIC SCHOOL, KARUVANNUR P.O., NADUVANNUR, KOZHIKODE DISTRICT-673614. W.A.No.173 of 2019 & - 273 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 274 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.463 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 8690/2018(I) OF HIGH COURT OF KERALA
APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS
SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION,
THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY
DIRECTOR OF EDUCATION, KOTTAYAM-686001. 4 THE DISTRICT
EDUCATIONAL OFFICER, KANJIRAPPALLY-686507. SRI.C.P.SUDHAKARA
PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT
PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 THE MANAGER, SHERMOUNT PUBLIC SCHOOL,
ERUMELY, KOTTAYAM. 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL
BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,
COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2
IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN
FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND
CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 275 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.464 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 22613/2017(B) OF HIGH COURT OF KERALA
APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, PAYYANNUR,
KANNUR DISTRICT-670001. 2 THE DISTRICT EDUCATIONAL OFFICER,
KANNUR, KANNUR DISTRICT-670001. 3 THE DEPUTY DIRECTOR OF
EDUCATION, KANNUR-670001. 4 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT,
DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT,
THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD,
ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER

SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 M.PRADEEP KUMAR, CHAIRMAN, JAWAHAR MEMORIAL TRUST, MANAGER, CHACHA ENGLISH MEDIUM SCHOOL, S.S. TEMPLE ROAD, PAYYANNUR POST, KANNUR DISTRICT-670307. W.A.No.173 of 2019 & - 276 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 277 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.465 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10756/2018(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, MALAPPURAM, MALAPPURAM DISTRICT -676505. 4 THE ASSISTANT EDUCATIONAL OFFICER, TANUR, MALAPPURAM DISTRICT-676302. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE MANAGER, ISMATH ENGLISH MEDIUM SCHOOL, KALAD, NIRAMARUTHUR P.O., TIRUR, MALAPPURAM DISTRICT-676109. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 278 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.466 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9237/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686001. 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM, KERALA-686001. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM-686001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 S.N. ENGLISH MEDIUM SCHOOL, PARIPPU, PIN-686014, KOTTAYAM DISTRICT, REPRESENTED BY ITS MANAGER. W.A.No.173 of 2019 & - 279 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 280 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.467 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9502/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM-686001,

KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686001,
KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM-686001,
KERALA.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 ORSLEM PUBLIC SCHOOL, REPRESENTED BY
ITS MANAGER, UDAYANAPURAM, VAIKOM, KERALA, POSTAL CODE -
688526. W.A.No.173 of 2019 & - 281 - 2 CENTRAL BOARD OF SECONDARY
EDUCATION, REPRESENTED BY CHAIRMAN, SHIKSHA KENDRA, 2-
COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS
WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH
WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019
DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 282 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.468 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 9957/2018(T) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY
TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT
SECRETARIAT, THIRUVANANTHAPURAM -695 001

2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY,
THIRUVANANTHAPURAM, PIN -695 014 3 THE DEPUTY DIRECTOR OF
EDUCATION, EDUCATION DEPARTMENT, KOZHIKODE- 673 001. 4 THE
DISTRICT EDUCATIONAL OFFICER, EDUCATION DEPARTMENT,
KOZHIKODE- 673 001 5 THE ASSISTANT EDUCATIONAL OFFICER,
EDUCATION DEPARTMENT, FERROKE, KOZHIKODE -673 631.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE FSC ENGLISH MEDIUM SCHOOL, KARUVANTHURUTHY , FEROKE, KOZHIKODE -673 631, REPRESENTED BY ITS MANAGER, T.SHANMUGHAN. W.A.No.173 of 2019 & - 283 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 284 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.469 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7668/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, IDUKKI-685584, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, IDUKKI-685584, KEARLA. 5 THE ASSISTANT EDUCATIONAL OFFICER, IDUKKI-685584, KEARLA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.JOSEPHS L.P. SCHOOL, REPRESENTED BY ITS MANAGER, BALAGRAM P.O, 3RD CAMP, IDUKKI, KERALA-685552. W.A.No.173 of 2019 & - 285 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH

SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 286 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.470 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11490/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM- 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM -695 014 3 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM -691001. 4 THE ASSISTANT EDUCATIONAL OFFICER, CHAVARA, KOLLAM DISTRICT -691 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: P.H. MOHAMMED KUNJU, AGED 58 YEARS SON OF HYDROSE KUNJU, MANAGER, KHADIRIYYA CENTRAL SCHOOL, KOTTUKADU, P.O.MUKUNDAPURAM, KOLLAM DISTRICT - 691 585. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 287 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.471 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 13800/2018(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY

TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM -695 001 2
DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC
INSTRUCTIONS, JAGATHI, THIRUVANANTHAPURAM -695 014 3 DEPUTY
DIRECTOR OF EDUCATION, THEVALLY P.O.,KOLLAM DISTRICT, PIN -691
009 4 DISTRICT EDUCATIONAL OFFICER, KOLLAM -691 013 5 ASSISTANT
EDUCATIONAL OFFICER, THEVALLY P.O.KOLLAM DISTRICT PIN 691 009
SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 N.S.M.E.M.L.P. SCHOOL, KOTTIYAM P.O.,
KOLLAM DISTRICT, PIN -691 571, REPRESENTED BY ITS CORPORATE
MANAGER, REV. MOTHER REXIA MARY, D/O ALBERT, AGED 51 YEARS,
SUPERIOR GENERAL, FRANCISCAN SISTERS OF THE IMMACULATE HEART
OF MARY, THATTAMALA P.O., PALATHARA, KOLLAM. W.A.No.173 of 2019 & -
288 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, SHIKSHA KENDRA,
2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI -110 301,
REPRESENTED BY ITS SECRETARY THIS WRIT APPEAL HAVING BEEN
FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND
CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 289 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.472 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 39084/2017(I) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY,
GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2
DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3
DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR,
THEVALLY.P.O., KOLLAM-691009. 4 DISTRICT EDUCATIONAL OFFICE,
KOTTARAKKARA-691505. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE

GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, RYANS ENGLISH SCHOOL, MARANADU, EZHUKONE, KOTTARAKKARA, PIN-691505. W.A.No.173 of 2019 & - 290 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 1/19.)

BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 291 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.473 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9017/2018(B) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, PAYYANNUR, KANNUR DISTRICT-670307. 4 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY.P.O., KOLLAM DISTRICT-691009. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 LATHEEFIYA SENIOR SECONDARY ENGLISH SCHOOL, REPRESENTED BY ITS MANAGER, S.ASHARAF, AGED 48 YEARS, S/O.HAMEED HAJI, BYE PASS JUNCTION, NH PERUMBA, PAYYANNUR.P.O., KANNUR DISTRICT-670307,(RESIDING AT S HOUSE, PERUMBA, PAYYANNUR.P.O., KANNUR DISTRICT-670307. W.A.No.173 of 2019 & - 292 - 2 T.M.J. CENTRAL SCHOOL(CBSE), REPRESENTED BY ITS MANAGER, MR.M.A.ABDUL AZEEZ, AGED 68 YEARS, S/O.MEERA SAHIB RAWTHER, THADICADU, KOLLAM DISTRICT-691306 (RESIDING AT KETTIDATHIL HOUSE, THADIKKAD.P.O., KOLLAM DISTRICT-691306) 3 ADDL. R3. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R3 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 293 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.474 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9261/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PINCODE -695 001 3 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686 001 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM, KERALA- 686 001 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM 686 001

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANNAM MEMORIAL PUBLIC SCHOOL, PAMPADY, VELLOOR P.O., KOTTAYAM DISTRICT, PIN- 686 501. W.A.No.173

of 2019 & - 294 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI- 110301.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 295 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.475 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7127/2018(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KANNUR-670307, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR-670307, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, PAYYANNUR, KERALA-670307. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SANJOSE ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS HEADMISTRESS, MADAKAMPOIL, KANNUR, KERALA-682030. W.A.No.173 of 2019 & - 296 - 2 ADDL.R2- SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO 1/2019 IN W.A NO 475/2019) SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 297 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.476 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 26887/2017(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, TRIVANDRUM- 695 014. 3 THE DISTRICT EDUCATIONAL OFFICER, DISTRICT EDUCATIONAL OFFICE, MAVELIKKARA. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, MAVELIKKARA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.STEPHEN'S ORTHODOX SYRIAN CHURCH CHARITABLE SOCIETY, KATTANAM, PALLICKAL P.O., ALAPPUZHA, REPRESENTED BY ITS SECRETARY, MATHEW PHILIP, RESIDING AT KALLUVILAYIL JOJIVILLA, SOUTH BHARANICKAVU, PALLICKAL P.O., ALAPPUZHA-690 503. W.A.No.173 of 2019 & - 298 - 2 P.YOHANNAN, PRESIDENT OF ST.STEPHEN'S ORTHODOX SYRIAN CHURCH CHARITABLE SOCIETY, KATTANAM, PALLICKAL P.O., ALAPPUZHA, RESIDING AT BINU BHAWANAM, PALLICKAL P.O., ALAPPUZHA- 690 503. 3 ADDL. R3. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R3 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 299 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.477 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9011/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS PRINCIPAL SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 034. 3 THE DISTRICT EDUCATIONAL OFFICER, CIVIL STATION, PATHANAMTHITTA- 689 645. 4 THE ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY, PATHANAMTHITTA- 689 645. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MULAMOOTTIL CENTRAL SCHOOL, KOZHENCHERRY P.O., PATHANAMTHITTA DISTRICT- 689 641, REPRESENTED BY ITS MANAGER, JACOB THOMAS, S/O LATE M.A. THOMAS, AGED 72 YEARS, MULAMOOTTIL HOUSE, KOZHENCHERRY, PATHANAMTHITTA DISTRICT 689 641. W.A.No.173 of 2019 & - 300 - 2 INDIAN SCHOOL CERTIFICATE EXAMINATIONS, REPRESENTED BY ITS SECRETARY (CHIEF EXECUTIVE), PRAGATHI HOUSE, 3RD FLOOR, 47-48, NEHRU PALACE, NEW DELHI -110 019. SRI.S.SREEKUMAR (SR.) SRI.ARUN.B.VARGHESE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 301 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.478 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19469/2018(G) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REP.BY THE SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DISTRICT EDUCATIONAL OFFICER, ALUVA, ERNAKULAM DISTRICT. 3 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MOTHER INDIA EDUCATION SOCIETY, SECTOR-B, KONDLI-GHAORULL MAYUR VIHAR, PHASE-III, DELHI-110 096, REP.BY AUTHORIZED SIGNATORY. W.A.No.173 of 2019 & - 302 - 2 CENTRAL BOARD OF SECONDATRY EDUCATION (CBSE), REPRESENTED BY ITS SECRETARY, VIKAS MARG, C-BLOCK, PREET VIHAR, NEW DELHI - 110 062. SRI.K.M.ANEESH SRI.K.SANTHOSH KUMAR (KALIYANAM) SRI.ADARSH KUMAR SRI.BIJU VARGHESE ABRAHAM SRI.DILEEP CHANDRAN SRI.SHASHANK DEVAN

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 303 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.479 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 26673/2017(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENEED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695039.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, CIVIL STATION, PALAKKAD-678001. 4 DISTRICT EDUCATINAL OFFICER, PALAKKAD-678001. 5 DISTRICT EDUCATIONAL OFFICER, OTTAPALAM, PALAKKAD-679101. 6 DISTRICT EDUCATIONAL OFFICER, THRISSUR-680001. 7 DISTRICT EDUCATIONAL

OFFICER, CALICUT-673001. 8 ASSISTANT EDUCATIONAL OFFICER, PATTAMBI, PALAKKAD-679303. 9 ASSISTANT EDUCATIONAL OFFICER, ALATHUR, PALAKKAD-678682. W.A.No.173 of 2019 & - 304 - 10 ASSISTANT EDUCATIONAL OFFICER, THRITHALA, PALAKKAD-679534. 11 ASSISTANT EDUCATIONAL OFFICER, WADAKKANCHERY, THRISSUR-680582. 12 ASSISTANT EDUCATIONAL OFFICER, FEOROKKE, CALICUT-673631. 13 ASSISTANT EDUCATIONAL OFFICER, CHITTUR, PALAKKAD-678506. 14 ASSISTANT EDUCATIONAL OFFICER, KOPPAM, PALAKKAD-678001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: 1 MANAGER, SCHOLAR E.M SCHOOL, PERUMUDIYOOR P.O., PATTAMBI, PALAKKAD, PIN-679303. 2 MANAGER, SREE VIWESWARA E.M.SCHOOL, WEST YAKKARA, PALAKKAD, PIN-678001. 3 MANAGER, SUN FORD E.M.SCHOOL, PANNIYAMPADAM, MUTTIKULANGARA P.O., PALAKKAD, PIN-678 594. 4 MANAGER, BLOOMING BUDS SCHOOL, VADAKKENCHERY P.O., PALAKKAD, PIN-678 683. 5 MANAGER, MERIDIAN ENGLISH SCHOOL, ALIKKARA, CHALLISSERY P.O., PALAKKAD, PIN-679 536. 6 MANAGER, NETHAJI MEMORIAL ENGLISH SCHOOL, MECHERIKUNNU, CHERUTHURUTHI, THRISSUR, PIN-679 531. W.A.No.173 of 2019 & - 305 - 7 MANAGER LITTLE KIDS E.M. SCHOOL, NALLALAM BAZAR, NALLALAM P.O., CALICUT, PIN-673 027. 8 MANAGER, CHITHAMBARAM MEMORIAL PUBLIC SCHOOL, KODUMBU P.O., PALAKKAD, PIN- 678 551. 9 SRI. REINER KUNYATH, MANAGER, CSI ENGLISH MEDIUM SCHOOL, ROBINSON ROAD, PIN- 678 014.

10 ADDL.R10 SECRETARY (AFFILIATION CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R10 IMPEADED AS PER ORDER DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019

DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 306 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.480 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9239/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686 001. 4 THE DISTRICT EDUCATIONAL OFFICER, KANJIRAPPALLY, KOTTAYAM, KERALA-686 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, PONKUNNAM, KOTTAYAM-686 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 K.M.J. PUBLIC SCHOOL, KOOTTICKAL P.O, PIN-686514, KOTTAYAM DISTRICT, REPRESENTED BY ITS MANAGER. W.A.No.173 of 2019 & - 307 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 308 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.481 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8076/2018(H) OF HIGH COURT OF KERALA

APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM DISTRICT - 686 001. 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM DISTRICT - 686 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHANGANACHERRY, KOTTAYAM DISTRICT - 686 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, CARMEL SCHOOL, MADAPPALLY P.O., CHANGANACHERRY, KOTTAYAM DISTRICT - 686 546. W.A.No.173 of 2019 & - 309 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 310 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.482 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6987/2018(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM - 695 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM - 695 001. 5 THE ASSISTANT EDUCATIONAL

OFFICER, SOUTH THIRUVANANTHAPURAM - 695 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ROSMINI CONVENT SCHOOL REPRESENTED BY ITS HEADMISTRESS, CHERIATHURA, THIRUVANANTHAPURAM - 695 008. W.A.No.173 of 2019 & - 311 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 312 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.483 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 38248/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691013, 4 THE ASSISTANT EDUCATIONAL OFFICER, THEVALLY, KOLLAM-691009. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, NSS CENTRAL SCHOOL, KOTTACKAKAM, PERINAD P.O., KOLLAM DISTRICT, PIN-691601. W.A.No.173 of 2019 & - 313 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2

IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 314 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.484 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9507/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695001. 5 THE ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM SOUTH,KERALA-695541. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.MARYS L.P. SCHOOL, REPRESENTED BY ITS MANAGER, KARAMANA P.O, TRIVANDRUM, KERALA-695002. W.A.No.173 of 2019 & - 315 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 316 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.485 OF 2019 APPELLANT/S: 1 THE GOVERNMENT OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695001.

2 THE DIRECTOR OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM- 695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, KAKKANAD, ERNAKULAM- 682020. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE SECRETARY, KRISTUJYOTHI EDUCATIONAL AND CHARITABLE TRUST, MALAYANKEEZHU, NADUKANI P.O., ERNAKULAM DISTRICT- 686691.

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 317 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.487 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 36529/2016(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM, PIN 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM, THYCAUD, THIRUVANANTHAPURAM, KERALA 695 014. 3 DEPUTY DIRECTOR OF

EDUCATION, THRISSUR, SECOND FLOOR, CIVIL STATION, AYANTHOL, THRISSUR.

4 ASSISTANT EDUCATIONAL OFFICER, MALA, THRISSUR DISTRICT, AEO OFFICE, MALA P.O, THRISSUR DISTRICT, PIN 680 732. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 THE MANAGER, ST.ANTONYS LOWER PRIMARY SCHOOL,ALATHUR, MALA EDUCATIONAL SUB-DISTRICT, THRISSUR 680 741. W.A.No.173 of 2019 & - 318 - 2 VIJNANADAYINI VIDHYA MANDIR ENGLISH MEDIUM LOWER PRIMARY SCHOOL, CHAKKAMPARAMBU, THRISSUR 680 741, REP. BY ITS MANAGER.

3 ADDL.R3 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R3 IMPEADED AS PER ORDER DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI.NIRMAL S.(B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 319 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.488 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 38021/2017(C) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM- 695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM- 691506, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM- 691506, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, PUNALUR,

VALAKKODE- 691331, KERALA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.MARYS ENGLISH MEDIUM NURSERY AND L.P SCHOOL, REPRESENTED BY ITS HEADMISTRESS, VETTITHITTA P.O., PUNALUR, KOLLAM DISTRICT, KERALA- 691322. W.A.No.173 of 2019 & - 320 - 2 ADDL.R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 321 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.489 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 28782/2017(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DISTRICT EDUCATIONAL OFFICER, CHAVAKKAD-680596, 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, KUNNAMKULAM-680503. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, GOODSHEPHERD CMI SCHOOL, WADAKKANCHERRY ROAD, KUNNAMKULAM, THRISSUR-680 503. W.A.No.173 of 2019 & - 322 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 1/19.)

BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING:
W.A.No.173 of 2019 & - 323 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.490 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8414/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTION, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THIRUVALLA-689101. 4 THE DISTRICT EDUCATIONAL OFFICER, DISTRICT EDUCATION OFFICE, PATHANAMTHITTA-689645. 5 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF AEO, RANNY-689672. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 324 - RESPONDENT/S: THE MANAGER, SC ENGLISH MEDIUM SCHOOL, PAZHAVANGADI.P.O., RANNY-689673. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING:- W.A.No.173 of 2019 & - 325 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 WA.No.491 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 3621/2018(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR, IRINJALAKUDA - 680 121.

4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, MALA, THRISSUR - 680 732. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER VIVEKODHAYAM VINDYAMANDIR, ANNAMANADA, THRISSUR DISTRICT. W.A.No.173 of 2019 & - 326 -

2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 327 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.492 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 28246/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM-

695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT-673001. 4 THE ASSISTANT EDUCATIONAL OFFICER, CHEVAYUR, KOZHIKODE DISTRICT-673002. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE PRINCIPAL, ICT PUBLIC SCHOOL, MOOZHICKAL, CHELAVOOR.P.O., KOZHIKODE DISTRICT-673571 W.A.No.173 of 2019 & - 328 - 2 ADDL.R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.492/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 329 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.493 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6975/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695 039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM -695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, ERNAKULAM, KERALA -682 011. 4 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM, KERALA -682 011. 5 THE ASSISTANT EDUCATION OFFICER, ANGAMALY, KERALA- 683572.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.ARNOLDS CENTRAL SCHOOL, REPRESENTED BY ITS MANAGER N. ADUVASSERY, S. ADUVASSERY (P.O), ERNAKULAM- 683578. W.A.No.173 of 2019 & - 330 - 2 CENTRAL BOARD OF

SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI - 110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 331 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.494 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 13799/2018(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHI, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM-691019. 4 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691019. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOLLAM-690518. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.JOSEPHS ENGLISH MEDIUM L.P. SCHOOL, PALLITHOTTAM, KOLLAM, REPRESENTED BY ITS CORPORATE MANAGER, REV.MOTHER REXIA MARY, D/O.ALBERT, SUPERIOR GENERAL, FRANCISCAN SISTERS OF THE IMMACULATE HEART OF MARY, THATTAMALA.P.O., PALATHARA, KOLLAM.-691 020 W.A.No.173 of 2019 & - 332 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPLEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE

FOLLOWING: W.A.No.173 of 2019 & - 333 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.496 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 31019/2017(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR-680001. 4 ASSISTANT EDUCATIONAL OFFICER, KUNNAMKULAM, THRISSUR DISTRICT-680508. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, MUNAVARIYA ENGLISH SCHOOL, MUNAVARIYA ENGLISH SCHOOL, MANIYARAKOD, PERUMPILAVU.P.O., THRISSUR, KERALA-680519. W.A.No.173 of 2019 & - 334 - 2 ADDL.R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.496/2019. BY ADV. SRI.AVM.SALAHUDIN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 335 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.497 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 33311/2017(L) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY,
DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT,
THIRUVANANTHAPURAM 695 001. 2 THE DEPUTY DIRECTOR OF
EDUCATION, KANNUR DISTRICT-670001. 3 THE ASSISTANT EDUCATIONAL
OFFICER, OFFICE OF THE AEO, THALASSERY NORTH, KANNUR DISTRICT-
670101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF,
SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 THE PRINCIPAL, MES PUBLIC SCHOOL, P.O.
KADIRUR, KANNUR DISTRICT. 2 ADDL. R2. SECRETARY (AFFILIATION),
CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA
KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092.
ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL
HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019
AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 336 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.498 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 11808/2018(A) OF HIGH COURT OF KERALA
APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT
OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM 695
001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE
DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM
695 014. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO
MANKADA, MALAPPURAM DISTRICT -679 324. SRI.C.P.SUDHAKARA
PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT
PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 THE PRINCIPAL, GUIDANCE ENGLISH MEDIUM SCHOOL

(CBSE), P.O MOORKKANAD, MALAPPURAM DISTRICT 679 338. W.A.No.173 of 2019 & - 337 -

2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.498/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 338 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.499 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7847/2018(E) OF HIGH COURT OF KERALA APPELLANT/S:

1 THE STATE OF KERALA, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001, REPRESENTED BY ITS SECRETARY. 2 THE DISTRICT EDUCATIONAL OFFICER OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, ATTINGAL, THIRUVANANTHAPURAM DISTRICT-PIN 695 101. 3 THE ASSISTANT EDUCATIONAL OFFICER OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KILIMANOOR, THIRUVANANTHAPURAM-695 601. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, VIDHYA JYOTHI ENGLISH SCHOOL, PAPPALA, THATTATHUMALA P.O, KILIMANOOR, THIRUVANANTHAPURAM. W.A.No.173 of 2019 & - 339 -

2 ADDL R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,

PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.499/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 340 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.500 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 33373/2017(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHARUAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION OFFICE OF THE DEPUTY DIRECTOR, IDUKKI, THODUPUZHA-685584. 4 DISTRICT EDUCATIONAL OFFICER, THODUPUZHA-685584.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ROSEMEAD INTERNATIONAL SCHOOL, KANJIKUZH, ALPARA.P.O., IDUKKI-685606. W.A.No.173 of 2019 & - 341 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 342 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.501 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 36865/2017(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION(N) DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY.P.O., KOLLAM DISTRICT-691009. 4 THE ASSISTANT EDUCATIONAL OFFICER, KUNDARA, ASSISTANT EDUCATION OFFICE, P.O, KUNDRA, KOLLAM-691501. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 THE VARINJAVILA ST.MARYS CENTRAL SCHOOL, SITUATED AT VARINJAVILA PALLY COMPOUND, MEEYANNOOR POST IN KOLLAM DISTRICT-691537, REPRESENTED BY THE MANAGER. FR.KOSHY GEORGE MUTHALALY, AGED 46 YEARS, S/O. V.K. GEORGE MUTHALALY, (RESIDING AT VARINJAVILA ST.MARYS CHURCH AS VICAR) W.A.No.173 of 2019 & - 343 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 344 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.502 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 755/2018(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695014. 3 THE DISTRICT EDUCATIONAL OFFICER, KOZHIKODE-673001. 4 THE ASSISTANT EDUCATIONAL OFFICER, KOZHIKODE-673001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ST.PATRICKS JUNIOR SCHOOL, FRANCIS ROAD, KOZHIKODE-673002. W.A.No.173 of 2019 & - 345 - 2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA NO. 2/2019 IN WA NO. 502/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 346 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.503 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5160/2018(T) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION(N)DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT

EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, THIRUVALLA, PATHANAMTHITTA DISTRICT-689101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

THE ST THOMAS MARTHOMA SCHOOL SITUATED AT NIRANAM,P.O., NIRANAM CENTRAL, PATHANAMTHITTA DISTRICT-689629, REPRESENTED BY ITS MANAGER, REV.FR.T.SAMUEL, AGED 64 YEARS, SON OF LATE THOMAS (RESIDING AT PARSONAGE, ST.THOMAS MAR THOMA CHURCH, NIRANAM.P.O., NIRANAM CENTRAL, PATHANAMTHITTA DISTRICT-689629). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 347 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.504 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11208/2018(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DISTRICT EDUCATIONAL OFFICER, ALAPPUZHA-688011 4 THE ASSISTANT EDUCATIONAL OFFICER, ALAPPUZHA-688011. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ST.MARYS ENGLISH MEDIUM SCHOOL, PUNNAPARA, ALAPPUZHA DISTRICT, SISTER CISY JACOB, AGED 60 YEARS, D/O.CHAKOCHAN, RESIDING AT FRANCIS SALES CONVENT, PUNNAPRA, ALAPPUZHA-4. W.A.No.173 of 2019 & - 348 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY

EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA 1/2019 IN WA 504/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 349 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.505 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 12798/2017(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATIONAL DEPARTMENT, THIRUVANANTHAPURAM - 695 039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTARAKKARA, KOLLAM - 691 506. 4 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM - 691 001.

5 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICE, VELIYAM, ODANAVATTOM P.O., PIN - 691 512. 6 THE ASSISTANT EDUCATIONAL OFFICER, CHATHANNOOR, KOLLAM - 691 572. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 350 - RESPONDENT/S: 1 MANAGER, ORCHID INTERNATIONAL SCHOOL, NEAR RAILWAY STATION, PARAVOOR, PARAVOOR P.O., KOLLAM - 691 301. 2 MANAGER, SPRING VALLEY ENGLISH MEDIUM SCHOOL, MULLASSERY, CHENKULAM P.O., OYOOR, KOLLAM - 691 510.

3 MANAGER, JAYAMATHA SCHOOL, KARAMCODE P.O., CHATHANNOOR, KOLLAM - 691 579. 4 MANAGER, AKSHARA NURSERY AND L.P. SCHOOL, CHEERUPALAKODU, KUMMALLUR, KOLLAM - 691 579. 5 MANAGER,

SHANTHINIKETHAN NURSERY AND L.P. SCHOOL, OYOOR P.O., KOLLAM - 691 510. 6 ADDL.R6 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R6 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SMT.NIGI GEORGE SRI.T.K.NAVAS SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 351 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.506 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23969/2017(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR DISTRICT-670002. 4 THE ASSISTANT EDUCATIONAL OFFICER, KANUR NORTH-670002, KANNUR DISTRICT. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, HYDROSE MEMORIAL ENGLISH MEDIUM SCHOOL, VARAMKADAVU,P.O.VARAM, KANNUR DISTRICT-670594. W.A.No.173 of 2019 & - 352 - 2 ADD.R2- SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER

DATED 18/2/2019 IN IA 2/2019 IN WA 506/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 353 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.507 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7815/2018(B) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATION OFFICER, KALPETTA, WAYANAD-673121. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE A.E.O.VYTHIRI, KALPETTA, WAYANAD-673121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CHAIRMAN KEYPEES INTERNATIONAL SCHOOL, CRESCENT HILL, OOTY ROAD, KUNNAMPATTA ROAD, WAYANAD-673123. W.A.No.173 of 2019 & - 354 -

2 ADDL.R2. SECRETARY(AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.2ND RESPONDENT IS IMPEADED AS PER ORDER DATED SRI.KOSHY GEORGE SRI.K.M.JAMALUDHEEN SMT.LATHA PRABHAKARAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING:

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.508 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18330/2017(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER KASARAGOD, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KASARGOD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARGOD-671121. 4 TEH DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 HARISH CHANDRAN, MANAGER, VISWAJNAN ENGLISH MEDIUM SCHOOL, CHERKALA, KASARAGOD DISTRICT, PIN-671542. W.A.No.173 of 2019 & - 356

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2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-119092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18/2/2019 IN IA NO.2/2019 IN WA NO. 508/2019. BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 357 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.509 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 17890/2017(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KASARGOD- 671121. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KASARGOD- 671121.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, PEACE PUBLIC SCHOOL, M.P.CAMPUS, PERIYADKA P.O., SIRIBAGILU, KASARGOD, PIN- 671124. W.A.No.173 of 2019 & - 358 - 2 ADDL.R2.SECRETARY(AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED VIDE ORDER DATED 26.02.2019 IN IA NO.2/2019 IN WA.509/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 359 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.510 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19714/2017(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP.BY THE SECRETARY TO GOVERNMENT, GENERAL EDUATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-14. 3 THE DEPUTY

DIRECTOR OF EDUCATION, KOLLAM. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, CHADAYAMANGALAM-691534. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CHAIRMAN, SABARIGIRI NEW GENERATION SCHOOL, NILAMEL,KOLLAM DISTRICT-6591535. W.A.No.173 of 2019 & - 360 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREETY VIHAR, NEW DELHI 110 092. IS IMPEADED AS PER ORDER DATED 26/02/2019 IN IA THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 361 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.511 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 35444/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR- 680001. 4 THE DISTRICT EDUCATIONAL OFFICER, CHAVAKKAD- 680596.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ST.JOSEPH'S CMI SCHOOL, PARAVATTY, THRISSUR. W.A.No.173 of 2019 & - 362 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.01/2019) BY ADV. SRI.NIRMAL S.(B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 363 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.512 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8088/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM- 695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM- 686001. 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM- 686001. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHANGANACHERRY, KOTTAYAM DISTRICT- 686553. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MOTHER TERESA MEMORIAL PUBLIC SCHOOL, MAMMOODU, CHANGANACHERRY- 686553, KOTTAYAM DISTRICT. W.A.No.173 of 2019 & - 364 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI- 110301, REPRESENTED BY ITS ASSISTANT SECRETARY. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 365 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.513 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6751/2018(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695001. 4 ASSISTANT EDUCATIONAL OFFICER, KANIYAPURAM-695301. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, MAR GREGORIOS MEMORIAL SCHOOL, KANIYAPURAM, THIRUVANANTHAPURAM-695301. W.A.No.173 of 2019 & - 366 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 367 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.514 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8656/2018(F) OF HIGH COURT OF KERALA

APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVNAANTHAPURAM 695 001. 2 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM 682 030. 3 THE ASSISTANT EDUCATIONAL OFFICER, ERNAKULAM DISTRICT 682 030. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.

GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MOUNT CARMEL E.M.L.P. SCHOOL, CHATHIATH, PACHALAM, ERNAKULAM DISTRICT, REP. BY ITS MANAGER SR. KETSY, D/O. ALEXANDER, AGED 67.

2 ADDL. R2.SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA,2,COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092. ADDL. R2 IMPEADED AS PER ORDER DT. 18/02/19 IN I.A THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 368 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.515 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8406/2018(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR-670001. 4 THE ASSISTANT EDUCATIONAL OFFICER, KUTHUPARAMBA, KANNUR-670643. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE MANAGER, MAKHDOOMIYYA PUBLIC SCHOOL, KUTTIKUNNU, NIRMALAGIRI P.O., KANNUR DISTRICT-670701. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 369 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.516 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9500/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM - 695 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM - 695 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM SOUTH, KERALA - 695 541. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 370 - RESPONDENT/S: ST.JUDES SCHOOL, REPRESENTED BY ITS MANAGER, KARAMANA P.O., KILLIPALAM, THIRUVANANTHAPURAM, KERALA - 695 002. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 371 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.517 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 1488/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2

DIRECTOR OF PUBLIC INSTRUCTIONS, DPI JUNCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM, PIN - 695 014. 3 DEPUTY DIRECTOR OF EDUCATION, THRISSUR - 680 121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PRINCIPAL, PEACE PUBLIC SCHOOL, MATHILAKAM, PADIYUR P.O., THRISSUR - 680 695. W.A.No.173 of 2019 & - 372 - 2 ADDL. R2. SECRETARY, CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.A.RAJASIMHAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 373 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.518 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6958/2018(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695 014 3 THE DEPUTY DIRECTOR OF EDUCATION OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR-680 001 4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, WADAKKANCHERY-680 582 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 NSS ENGLISH MEDIUM SCHOOL, VADAKKETHARA, PAZHAYANNUR, THRISSUR-680 587, REPRESENTED BY

ITS MANAGER. W.A.No.173 of 2019 & - 374 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 375 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.519 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 32954/2017(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 006. 3 DEPUTY DIRECTOR OF EDUCATION, CIVIL STATION, KAKKANAD, ERNAKULAM - 682 030. 4 THE DISTRICT EDUCATIONAL OFFICER, NEAR TALUK OFFICE, OPPOSITE MUNICIPAL LIBRARY, ALUVA, ERNAKULAM - 683 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ICT ENGLISH MEDIUM SCHOOL, PERINGALA, KUNNATHUNADU TALUK, ERNAKULAM DISTRICT.683565. W.A.No.173 of 2019 & - 376 - 2 ADDL. R2 SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 377 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.520 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 31768/2017(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM- 695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM- 695014. 3 DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT.

4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KOYILANDY, KOZHIKODE DISTRICT- 673305. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE PRINCIPAL, MES AA RAHIM MEMORIAL CENTRAL SCHOOL, ATHOLI, KOZHIKODE DISTRICT-673315. W.A.No.173 of 2019 & - 378 -

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 379 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.521 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11552/2018(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY,

GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001 2 DISTRICT EDUCATION OFFICER, DEO OFFICE, NEAR TESRO, STATUE, GOP LANE, THIRUVANANTHAPURAM-695 001 3 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 001 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SANDEPANI SCHOOL, REPRESENTED BY THE DIRECTOR, TC 11/2194, KANAKKUNNU PALACE ROAD, RKV LANE, MUSEUM, THIRUVANANTHAPURAM-695 033. W.A.No.173 of 2019 & - 380 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A NO.2/2019 IN W.A NO 521/2019) SRI.S.VINOD BHAT KUM.ANAGHA LAKSHMY RAMAN SRI.S.I.SHAH THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 381 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.522 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8240/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM-686 001, KERALA 4 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686 001, KERALA 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM, KERALA-686 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT

PLEADER RESPONDENT/S: 1 NAZARETH PUBLIC SCHOOL, REPRESENTED BY ITS PRINCIPAL, NEYYATTUSSERY, ELAMPALLY, KERALA, POSTAL CODE-686 503. W.A.No.173 of 2019 & - 382 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301

3 ADDL. R3. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R3 IS IMPEADED AS PER ORDER DATED SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 383 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.523 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6972/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, WAYANADU, KERALA-673122. 4 THE DEPUTY DIRECTOR OF EDUCATION, WAYANADU, KERALA-673122. 5 THE ASSISTANT EDUCATIONAL OFFICER, SULTHAN BATHERY, WAYANADU, KERALA-673592 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER GOVERNMENT PLEADER RESPONDENT/S: 1 ST.MARYS ENGLISH MEDIUM LP SCHOOL, REPRESENTED BY ITS MANAGER, CHETHALAYAM, SULTHAN BATHERY, WAYANADU, KERALA-673592. W.A.No.173 of 2019 & - 384 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE

CHAIRMAN,SHIKSHA KENDRA, 2, COMMUNITY CENTRE,PREET VIHAR, NEW DELHI-110301. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 385 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.524 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10694/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA-688 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 THE LETTERLAND SCHOOL, SITUATED AT KANJIRAMCHIRA, MALIKAMUKKU IN ALAPPUZHA DISTRICT-688 007, REPRESENTED BY ITS MANAGER, MR.PHILIP ABRAHAM, AGED 54 YEARS, S/O.DR. K.M.ABRAHAM, RESIDING AT KUREEKATTIL, SEA VIEW WARD, ALAPPUZHA DISTRICT-688 012. W.A.No.173 of 2019 & - 386 - 2 THE COUNCIL OF BOARDS OF SCHOOL EDUCATION IN INDIA, REPRESENTED BY ITS GENERAL SECRETARY, 6H BIGJOS TOWER, A-8 NETAJI SUBHASH PALACE, RING ROAD, NEW DELHI-110 034 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 387 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.525 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9845/2018(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO THE GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KONDOTTY, MALAPPURAM DISTRICT-673638. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER GOVERNMENT PLEADER RESPONDENT/S: 1 ANVARUL ISLAM ENGLISH SCHOOL, MONGAM, MALAPPURAM DISTRICT, REPRESENTED BY ITS MANAGER, P.P. MUHAMMED, S/O MAMMEDKUTTY, AGED 74 YEARS, DARUL MANAR, MONGAM, MALAPPURAM DISTRICT. W.A.No.173 of 2019 & - 388 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 389 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.526 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 13833/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY,

GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM- 695039.

2 DIRECTOR OF PUBLIC INSTITUTION, THIRUVANANTHAPURAM- 695001. 3
DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM- 695001. 4
ASSISTANT EDUCATIONAL OFFICER, BALARAMAPURAM- 695501. 5
ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM (SOUTH)-
695023. 6 ASSISTANT EDUCATIONAL OFFICER, KATTAKKADA- 695572. 7
ASSISTANT EDUCATIONAL OFFICER, NEDUMANGAD- 695541. 8 ASSISTANT
EDUCATIONAL OFFICER, PALODE- 678583. W.A.No.173 of 2019 & - 390 - 9
ASSISTANT EDUCATIONAL OFFICER, CHAVARA P.O., KOLLAM- 691583.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 RAMA VARMA MEMORIAL PUBLIC SCHOOL,
VEDICANCHANCOIL, BALARAMAPURAM, THIRUVANANTHAPURAM,
REPRESENTED BY ITS MANAGER, JAYASREE, D/O.VILASINI, VALIYAMPADI,
KARAMANA P.O., THIRUVANANTHAPURAM. 2 G.V.RAJA PUBLIC SCHOOL,
SASTRI NAGAR, KARAMANA P.O., THIRUVANANTHAPURAM,
REPRESENTED BY ITS MANAGER, JAYASREE, D/O.VILASINI, VALIYAMPADI,
KARAMANA P.O., THIRUVANANTHAPURAM.

3 BISHOP WILLIAM MEMORIAL NURSERY AND L.P.SCHOOL, MALAYAM,
THIRUVANANTHAPURAM, REPRESENTED BY ITS MANAGER, GODSING
S/O.THOMAS. 4 B.C.V PUBLIC SCHOOL, PAZHAKUTTY P.O., NEDUMANGAD,
THIRUVANANTHAPURAM, REPRESENTED BY ITS MANAGER, SUNILKUMAR,
S/O.SIVASANKARAN NAIR. 5 LENA ENGLISH MEDIUM SCHOOL, ANAPETTY,
THOLICODE P.O., THIRUVANANTHAPURAM, REPRESENTED BY ITS
MANAGER, SR.HELEN D/O.MARY. 6 SREE VIDYADHIRAJA PUBLIC SCHOOL,
VENGANOOR P.O., THIRUVANANTHAPURAM, REPRESENTED BY ITS
MANAGER, SURESH KUMAR A., S/O.AYYAPPAN NAIR. 7 UNION PUBLIC
SCHOOL, VENGANOOR P.O., THIRUVANANTHAPURAM, REPRESENTED BY
ITS MANAGER, A.RAJAYYAN, A/O. APPI NADAR. 8 VIJAYA SCHOOL,
KATTUVILA, PEYAD, THIRUVANANTHAPURAM, REPRESENTED BY ITS

MANAGER, VINI V.VINCENT, D/O.VILASINI.

W.A.No.173 of 2019 & - 391 - 9 THE MANAGER, S.N.V PUBLIC SCHOOL, VAZHAMUTTAM, THIRUVANANTHAPURAM- 27. 10 THE MANAGER, SREE NARAYANA L.P.SCHOOL, CHERUSSERY- KULANGARA, CHAVARA P.O., KOLLAM. 11 ADDL. R11. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R11 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 392 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.527 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9506/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM - 695 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM - 695 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, KATTAKKADA, THIRUVANANTHAPURAM, KERALA - 695 541.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CHRIST NAGAR PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, MARANALLOOR, KOOVALASSERY, THIRUVANANTHAPURAM, KERALA - 695 512. W.A.No.173 of 2019 & - 393 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE

CHAIRMAN, SHIKSHA KENDRA, 2 - COMMUNITY CENTRE, PREET VIHAR, NEW DELHI - 110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 394 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.528 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6198/2018(Y) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM- 695039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, VAZHUTHACAUD, THIRUVANANTHAPURAM- 695014. 3 DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA DISTRICT, PATHANAMTHITTA- 689101.

4 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA JUNCTION, THIRUVALLA- 689101, PATHANAMTHITTA DISTRICT. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: MANAGER, THE CHOICE SCHOOL, MANTHANAM P.O., THIRUVALLA- 689581. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 395 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.529 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11304/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM- 695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, WAYANAD AT KALPATTA- 673121. 4 THE DISTRICT EDUCATIONAL OFFICER, KALPATA, WAYANAD DISTRICT- 673121. 5 THE ASSISTANT EDUCATIONAL OFFICER, SULTHAN BATHERRY, WAYANADU DISTRICT- 673592. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, CRESCENT PUBLIC ENGLISH SCHOOL, PUTHENKUNNU, SULTHAN BATHERRY, WAYANAD DISTRICT- 673592. W.A.No.173 of 2019 & - 396 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 397 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.530 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7374/2018(V) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM-695 039 2 THE

DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER, ATTINGAL, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, ATTINGAL, THIRUVANANTHAPURAM-695 101 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 A.V.B.MEMORIAL SATHYA INTERNATIONAL SCHOOL, SITUATED AT KOTTIYODE, MARKET ROAD, NEW ATTINGAL CLUB, ATTINGAL, THIRUVANANTHAPURAM DISTRICT-695 101, REPRESENTED BY ITS MANAGER B.ANIL KUMAR, AGED 60 YEARS, SON OF LATE A.V.BHARGHAVAN, RESIDING AT JANAKI, KEEZHATTINGAL P.O., ATTINGAL, THIRUVANANTHAPURAM DISTRICT-695 101. W.A.No.173 of 2019 & - 398 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER DATED 18/02/2019 IN IA.NO.01/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 399 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.531 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22573/2017(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001.
3 DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM- 695001. 4
DISTRICT EDUCATIONAL OFFICER, ATTINGAL- 695101. 5 DISTRICT

EDUCATIONAL OFFICER, NEYYATTINKARA- 695121. 6 ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM NORTH- 695001. 7 ASSISTANT EDUCATIONAL OFFICER, KANIYAPURAM- 695301. 8 ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM SOUTH- 695001. 9 ASSISTANT EDUCATIONAL OFFICER, ATTINGAL- 695101. W.A.No.173 of 2019 & - 400 - 10 ASSISTANT EDUCATIONAL OFFICER, KATTAKKADA- 695572. 11 ASSISTANT EDUCATIONAL OFFICER, NEYYATTINKARA- 695121. 12 ASSISTANT EDUCATIONAL OFFICER, NEDUMANGAD- 695307. 13 ASSISTANT EDUCATIONAL OFFICER, PARASSALA- 695502.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, NAVEENA VIDYALAYA, THOPPUMUKKU, VATTIYOORKAVU P.O., THIRUVANANTHAPURAM- 695013. 2 MANAGER, K.P.GOPINATHAN NAIR MEMORIAL PUBLIC SCHOOL, ARUVIKKARAKONAM, AYROOPARA P.O., THIRUVANANTHAPURAM- 695584.

3 MANAGER, B.P.M. NURSERY AND L.P.SCHOOL, S.D.BUILDING, THIRUMALA P.O., THIRUVANANTHAPURAM- 695006. 4 MANAGER, NAVJYOTHI ENGLISH MEDIUM SCHOOL, VAYYETTU, VENJARAMOODU, THIRUVANANTHAPURAM- 695607. 5 MANAGER, KINGLET SCHOOL, MANACADU, KUTTICAUD JUNCTION, THIRUVANANTHAPURAM- 695009. 6 MANAGER, VIDYANIKETHAN, BEEMAPALLY, THIRUVANANTHAPURAM- 695008.

7 MANAGER, ST.THOMAS CENTRAL SCHOOL (CBSE), KONAKUZHY, PANALAL P.O., POOVACHAL, THIRUVANANTHAPURAM- 695573. W.A.No.173 of 2019 & - 401 - 8 MANAGER, ST.MARY'S SCHOOL, PULIYARAKONAM P.O., THIRUVANANTHAPURAM- 695573. 9 MANAGER, ST.MARY'S CENTRAL SCHOOL, POTTAYIL, MALAYINKEEZHU P.O., THIRUVANANTHAPURAM- 695571. 10 MANAGER, ARYA PUBLIC SCHOOL, JANARDHANAPURAM, OTTASEKHARAMANGALM P.O., THIRUVANANTHAPURAM- 695125.

11 ST.RITA'S L.P.SCHOOL, ARUVIODU, VATTAPPARA P.O., THIRUVANANTHAPURAM- 695025. 12 MAR IVANIOUS BETHANY ENGLISH

MEDIUM SCHOOL, AMBILIKONAM, AYIRA P.O., THIRUVANANTHAPURAM-695502. 13 MANAGER, ST.MARY'S ENGLISH MEDIUM SCHOOL, KUNNAPUZHA, ARAMADA P.O., THIRUVANANTHAPURAM- 695013. 14 DE PAUL ENGLISH MEDIUM SCHOOL, MOONNAMMOODU, KODUNGANOOR.P.O., THIRUVANANTHAPURAM- 695013.

15 MANAGER, ST.MARY'S ENGLISH MEDIUM SCHOOL, VANDANOOR, PERUMPAZHUTHUOOR, NEYYATTINKARA, THIRUVANANTHAPURAM-695129. 16 MANAGER, ASSUMPTION NURSEY AND L.P.SCHOOL, 6TH STONE, KARAKULAM, THIRUVANANTHAPURAM- 695564. 17 MANAGER, PRANTHI INSTITUTION, NEAR POLICE STATION, KARAMANA P.O., THIRUVANANTHAPURAM- 695002.

18 MANAGER, ST.GEORGE ENGLISH MEDIUM SCHOOL, KODUNGAVILA, NEYYATTINKARA, THIRUVANANTHAPURAM- 695123. W.A.No.173 of 2019 & - 402 - 19 MANAGER, ST.MARY'S SCHOOL, THAMALAM, POOJAPPURA, THIRUVANANTHAPURAM- 695012. 20 MANAGER, ST.MARY'S ENGLISH MEDIUM SCHOOL, KUDAYAL, ANCHALIKONAM, AYIRA P.O., PARASSALA, THIRUVANANTHAPURAM- 695502.

21 MANAGER, SACRED HEART CENTRAL SCHOOL, KALLAYAM, VATTAPPARA, THIRUVANANTHAPURAM- 695028. 22 MANAGER, NEW INDIA ENGLISH MEDIUM PUBLIC SCHOOL, VEMBAYAM, THIRUVANANTHAPURAM-695615. 23 ADDL.R23. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R23 IS IMPEADED AS PER ORDER DATED 08.07.2019 IN IA 2/19.) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 403 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.532 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 573/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 014. 3 DISTRICT EDUCATIONAL OFFICER, KOZHIKODE - 673 001. 4 ASSISTANT EDUCATIONAL OFFICER, KOZHIKODE CITY - 673 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, THE ASCENT ENGLISH MEDIUM SCHOOL, KULANGARAPEEDIKA, POKKUNNU P.O., KOZHIKODE - 673 007. W.A.No.173 of 2019 & - 404 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.K.MOHANAKANNAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 405 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.533 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 32285/2017(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 039. 2 DEPUTY DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 DEPUTY DIRECTOR OF EDUCATION, IDUKKI, THODUPUZHA - 685

615. 4 ASSISTANT EDUCATIONAL OFFICER, MUNNAR P.O. - 685 615. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ST. JOSEPH CMI PUBLIC SCHOOL, CHAVARAGIRI, OORKAD, VATTAVADA, MUNNAR - 685 615, IDUKKI DISTRICT. W.A.No.173 of 2019 & - 406 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER ORDER DATED 08.07.2019 IN IA 1/19.) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 407 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.534 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 24200/2017(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 THE ASSISTANT EDUCATIONAL OFFICER, EDUCATIONAL SUB DISTRICT, MATTANNUR, KANNUR DISTRICT 670 702. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 K.RAMACHANDRAN, S/O. SANKARAN, MANAGER, SREE VANI VIDYALAYA ENGLISH MEDIUM SCHOOL, VENGAD, RESIDING AT AYILYM KIRACHI P.O., VENGAD, KANNUR DISTRICT 670 612. 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW

DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 2/19 IN WA 534/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 408 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.535 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9497/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PINCODE- 695001. 3 THE DISTRICT EDUCATIONAL OFFICER, MALAPPURAM- 676505, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, MALAPPURAM- 676505, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, VANDOOR, MALAPPURAM- 676505, KERALA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.CLARES CONVENT PRIMARY SCHOOL REPRESENTED BY ITS MANAGER, ARIMANAL P.O., KALIKAVU, MALAPPURAM, KERALA- 676525. W.A.No.173 of 2019 & - 409 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 1/19 IN WA 535/2019. SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 410 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.536 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10520/2018(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE-II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM DISTRICT-676519. 4 THE DISTRICT EDUCATIONAL OFFICER, TIRURANGADI, MALAPPURAM DISTRICT-676306 5 THE ASSISTANT EDUCATIONAL OFFICER, PARAPPANANGADI, MALAPPURAM DISTRICT-676303 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, SINCERE PUBLIC SCHOOL, CHIRAMANGALAM, P.O. NEDUVA, PARAPPANANGADI-676303, MALAPPURAM DISTRICT. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 411 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.537 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8262/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE-II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY,

THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM DISTRICT-676519. 4 THE DISTRICT EDUCATIONAL OFFICER, WANDOOOR, MALAPPURAM DISTRICT-679328. 5 THE ASSISTANT EDUCATIONAL OFFICER, MELATTUR, MALAPPURAM DISTRICT-679325. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, GRACE ENGLISH MEDIUM SCHOOL, THELAKKAD, MELATTUR, MALAPPURAM DISTRICT-679325. W.A.No.173 of 2019 & - 412 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 413 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.538 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10111/2018(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX - II, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM - 676 519. 4 THE DISTRICT EDUCATIONAL OFFICER, TIRURANGADI, MALAPPURAM DISTRICT - 673 306. 5 THE ASSISTANT EDUCATIONAL OFFICER, TANUR, MALAPPURAM DISTRICT - 676 302. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, AL-IRSHAD ENGLISH MEDIUM SCHOOL, MANALIPPUZHA,

P.O., OMACHUPUZHA, TANUR, MALAPPURAM DISTRICT - 676 306. W.A.No.173 of 2019 & - 414 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 415 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.539 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 11612/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM- 695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001. 3 DISTRICT EDUCATIONAL OFFICER, PUNALUR- 691305. 4 DEPUTY DIRECTOR OF EDUCATION, PUNALUR- 691305. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SR.LEONI MANIMALA, MANAGER, ST.BENEDICT ENGLISH MEDIUM SCHOOL, SHANTI NIVAS, PINEAPPLE JUNCTION, PUNALUR, KOLLAM- 691305. W.A.No.173 of 2019 & - 416 - 2 CENTRAL BOARD OF SECONDARY EDUCATION AFFILIATION BRANCH, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, DELHI- 110092, REPRESENTED BY ITS SECRETARY. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 417 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.540 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6201/2018(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY PRINCIPAL SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, KAKKANAD, ERNAKULAM DISTRICT - 682 030. 4 THE ASSISTANT EDUCATIONAL OFFICER, MATTANCHERY, ERNAKULAM DISTRICT - 682 002. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, SETH SHAMJI NARSHI KURWA MEMORIAL SHARDA MANDIR SCHOOL, LALAN ROAD, MATTANCHERY, KOCHI - 682 002. W.A.No.173 of 2019 & - 418 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 419 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.541 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 24007/2017(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 ASSISTANT EDUCATIONAL OFFICER, KANNUR DISTRICT- 670591. 2 THE DISTRICT EDUCATIONAL OFFICER, KANNUR DISTRICT- 670591. 3 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR DISTRICT- 670591. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. 6 SUB DISTRICT EDUCATIONAL OFFICER, KANNUR- 670591. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CAMBRIDGE ENGLISH MEDIUM SCHOOL, NALLANJI, ECHUR, MUNDERI, KANNUR NORTH, KANNUR- 670591, REPRESENTED BY ITS MANAGER, JINESH M., S/O.PAVITHRAN, AGED 46 YEARS, SNIDHAM, ARAKOTTAM, SOUTH P.O., KANNUR- 670009. W.A.No.173 of 2019 & - 420 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.541/2019. BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 421 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.542 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9238/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM-686 001. 4 THE DISTRICT EDUCATIONAL OFFICER, KANJIRAPPALLY, KOTTAYAM-686 001 5 THE ASSISTANT EDUCATIONAL OFFICER, ERATTUPETTA, KOTTAYAM-686 001

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 NIRMALA ENGLISH MEDIUM L.P. SCHOOL, KANJIRAPPALLY, KALAKETTY P.O, KOTTAYAM DISTRICT-686 508, REP. BY ITS PRINCIPAL. W.A.No.173 of 2019 & - 422 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 423 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.543 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 846/2018(E) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, VAZHUTHACAUD, THIRUVANANTHAPURAM, PIN-695 014 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691 001 4 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY P.O, KOLLAM-691 009 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: MANAGER PEACE PUBLIC SCHOOL, KOLLAM, KANIYANTHODU, MUKHATHALA P.O, KOLLAM DISTRICT, PIN-691 577 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH

WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 424 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.544 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 2768/2018(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY, EDUCATIONAL DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM DISTRICT 695 001. 3 DISTRICT EDUCATIONAL OFFICER, ERNAKULAM , DISTRICT 682 011. 4 ASSISTANT EDUCATIONAL OFFICER, KOLENCHERY, ERNAKULAM DISTRICT- 682 311. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST. PAULS BETHENY SCHOOL, REPRESENTED BY ITS MANAGER SR. VANDANA SIC, AGED 58 YEARS, BETHENY COVNENT, KOLENCHERY, ERNAKULAM 682 311. W.A.No.173 of 2019 & - 425 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.544/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 426 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.545 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 18737/2017(N) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL
EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM 695 039

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 001
3 DISTRICT EDUCATIONAL OFFICER, KANNUR 670 002. 4 DISTRICT
EDUCATIONAL OFFICER, TALIPARAMBA, KANNUR DISTRICT PIN 670 141. 5
DISTRICT EDUCATIONAL OFFICER, THALASSERY 670 101 6 DISTRICT
EDUCATIONAL OFFICER, VATAKARA PIN 673 101 7 DISTRICT
EDUCATIONAL OFFICER, KASARAGOD 671 121 8 ASSISTANT
EDUCATIONAL OFFICER, PAYYANNUR PIN 670 307 9 ASSISTANT
EDUCATIONAL OFFICER, IRIKKOOR PIN 670 593. W.A.No.173 of 2019 & - 427
- 10 ASSISTANT EDUCATIONAL OFFICER, TALIPARAMBA, PIN 670 141 11
ASSISTANT EDUCATIONAL OFFICER, IRITTY, PIN 670 703 12 ASSISTANT
EDUCATIONAL OFFICER, MAYYIL, PIN 670 602 13 ASSISTANT
EDUCATIONAL OFFICER, NADAPURAM, PIN 673 506 14 ASSISTANT
EDUCATIONAL OFFICER, KANNUR NORTH, KANNUR 670 104 15 ASSISTANT
EDUCATIONAL OFFICER, THALASSERY SOUTH, KANNUR 670 104 16
ASSISTANT EDUCATIONAL OFFICER, KOZHIKODE 670 522 17 ASSISTANT
EDUCATIONAL OFFICER, KASARAGOD 671 121

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER

RESPONDENT/S: 1 PRESIDENT, CHINMAYA VIDYALAYA, KURUMATHUR,
KURUMATHUR P.O.KARIMBAM (VIA) KANNUR DISTRICT 670 142 2
MANAGER, CHOVVA NURSERY AND L.P.SCHOOL PATHIRIPARAMBA, MELE
CHOVVA, KANNUR DISTRICT PIN 670 010 3 MANAGER, CHRIST ENGLISH
MEDIUM SCHOOL, CHANDANAKAMPARA P.O., KANNUR DISTRICT PIN 670
633. W.A.No.173 of 2019 & - 428 -

4 MANAGER, BEST NURSERY L.P. SCHOOL, NEAR WELL CARE HOSPITAL
PALLITHAZHA, CHIRAKKARA P.O.THALASSERY, PIN 670 104. 5 MANAGER,

KPC ENGLISH SCHOOL, PATTANUR, PATTANUR P.O., PIN 670 595. 6 SECRETARY, K.E.S ENGLISH MEDIUM SCHOOL, KARIVELLUR, KANNUR DISTRICT, PIN 670 521. 7 MANAGER, DHARUSSALAM ENGLISH SCHOO, PANNIANKANDY, KOLACHERY, KANNUR DISTRICT, PIN 670 601 8 SECRETARY, MC AND ES SCHOOL, RUN BY MUSLI CULTURE AND EDUCATIONAL SOCIETY P.O.VADAKKUMBAD, RAMANTHALI, KANNUR DISTRICT, PIN 670 308 9 MANAGER, PANAKKAD SAYED MUHAMMED ALI SHIHAB THANGAL MEMORIAL ENGLISH MEDIUM SCHOOL (PSMSTM ENGLISH MEDIUM SCHOOL) P.O.VADAKKUMBAD, RAMANTHALI, KANNUR DISTRICT, PIN 670 308

10 MANAGER, ENGLISH VALLY PUBLIC SCHOOL, PEDAYANKODE, IRIKKUR P.O.KANNUR DISTRICT PIN 670 593. 11 MANAGING DIRECTOR, MOOKALMBIKA ENGLISH MEDIUM SCHOOL, RUN BY MEX SOCIETY, AMMANAPPARA, P.O.POLYIL, PIN 670 502. 12 MANAGER, SREE NIKETHAN ENGLISH MEDIUM SCHOOL, THILLENKERRY, PIN 670 702 13 MANAGER, BASIC SCHOOL ENGLISH MEDIUM VALAYAM P.O.VALAYAM, PIN 673 517, VIA KALLACHI KOZHIKODE (DIST) 14 MANAGER, ART BASIC SCHOOL, MEPPAYUR KOZHIKODE DISTRICT PIN 673 524. W.A.No.173 of 2019 & - 429 - 15 PRINCIPAL, JAMA-ATH ENGLISH MEDIUM SCHOOL, KALLADAKUTTY , KOLATHUR P.O.KASARAGOD DISTRICT, PIN 671 541.

16 ADDL. R16. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-1100092.

(ADDITIONAL R16 IS IMPLEADED AS PER ORDER DATED SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 430 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.546 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10502/2018(K) OF HIGH COURT OF KERALA APPELLANT/S:

1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM -695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM- 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 MANAGEMENT ASSOCIATION OF CHRISTIAN MINORITY SCHOOLS, REPRESENTED BY ITS PRESIDENT REV. FR. VARGHESE, MANICKANAMPARAMBIL CMI, HAVING REGISTERED OFFICE AT SR. ARNOLDS NORTH ADUVASSERY, S. ADUVASSERY P.O., ERNAKULAM -683 578. W.A.No.173 of 2019 & - 431 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY ITS CHAIRMAN, SHIKSHA KENDRA 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI -110 301. SRI.JOSE ABRAHAM(J) SRI.MANU SRINATH SRI.N.RAGESH SRI.SANJAY R. HEGDE (SR.) SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 432 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.547 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7454/2018(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY

TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY, KOLLAM-691009. 4 THE DISTRICT EDUCATIONAL OFFICER, PUNALUR, KOLLAM DISTRICT-691305. 5 THE ASSISTANT EDUCATIONAL OFFICER, PUNALUR, KOLLAM DISTRICT-691305. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER/PROVINCIAL SUPERIOR, ST.MARY'S ENGLISH MEDIUM SCHOOL,ARYANKAVU, (RUN BY CORPORATE EDUCATIONAL AGENCY OF SACRED HEART CONGREGATION ST.MATHEW'S PROVINCIAL HOUSE,PAREL,CHANGANACHERRY). W.A.No.173 of 2019 & - 433 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.2/2019 IN W.A.NO.547/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 434 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.548 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9546/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695 014 3 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 014 4 THE DISTRICT

EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695 014 5 THE SUB DISTRICT/ASSISTANT EDUCATIONAL OFFICER PARASSALA, THIRUVANANTHAPURAM-695 502 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER MOTHER THERESA ENGLISH MEDIUM SCHOOL, KILIYOOR, VELLARADA P.O, THIRUVANANTHAPURAM-695 505. W.A.No.173 of 2019 & - 435 - 2 ADDL.R2.SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.2/2019 IN W.A.NO.548/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 436 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.549 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7546/2018(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695 006. 3 THE DEPUTY DIRECTOR OF EDUCATION, MALAPPURAM DISTRICT - 676 505. 4 THE ASSISTANT EDUCATIONAL OFFICER, PARAPPANANGADI, MALAPPURAM DISTRICT - 676 303. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: THE MANAGER, ORIENTAL ENGLISH MEDIUM SCHOOL, KOOTTUMMOOCHI P.O., KADAKKAD, MALAPPURAM DISTRICT.

SRI.K.MOHANAKANNAN SMT.A.R.PRAVITHA THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 437 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.550 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7873/2018(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM-686001,KERALA. 4 THE ASSISTANT EDUCATIONAL OFFICER, KURAVILANGADU, KERALA-686001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SR.SAVIO PUBLIC SCHOOL REPRESENTED BY ITS MANAGER, KALLARA.P.O, KOTTAYAM,KERALA-686611. W.A.No.173 of 2019 & - 438 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 18.2.2019 IN I.A.NO.1/2019 IN W.A.NO.550/2019. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 439 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.551 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 13082/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM DISTRICT 695 001. 4 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM DISTRICT 695 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM NORTH, THIRUVANANTHAPURAM DISTRICT 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 LITTLE FLOWER CONVENT ENGLISH MEDIUM SCHOOL KOCHUVELI, THIRUVANANTHAPURAM DISTRICT, 695 021, REPRESENTED BY ITS MANAGER, SR. SHIJI, D/O. VINCENT, AGED 46 YEARS. W.A.No.173 of 2019 & - 440 - 2 ADDL. R2 IS IMPEADED-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092.(ADDL. R2 IS IMPEADED AS PER

ORDER DATED 26.2.2019 IN I.A.2/2019 IN

WA.551/2019). BY ADV. SRI.C.A.CHACKO THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 441 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.552 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 39247/2017(E) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA REP. BY THE SECRETARY TO
GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS THIRUVANANTHAPURAM-695 001 3 THE DISTRICT
EDUCATIONAL OFFICER ERNAKULAM-682 011 4 THE DEPUTY DIRECTOR
OF EDUCATION ERNAKULAM-682 011 5 THE ASSISTANT EDUCATIONAL
OFFICER NORTH PARAVUR, ERNAKULAM-683 513 SRI.C.P.SUDHAKARA
PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT
PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 ST.LOUIS ENGLISH MEDIUM LP SCHOOL REP. BY ITS
HEADMISTRESS, THURUTHIPURAM, MOOTHAKUNNAM P.O, PIN-683 516,
ERNAKULAM. W.A.No.173 of 2019 & - 442 - 2 ADDL.R2-SECRETARY
(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE
BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW
DELHI-119092.

ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA NO. 2/2019
IN WA NO. 552/2019. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY
R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-
2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON
12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 443 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.553 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 2614/2018(B) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY,
GENERAL EDUCATION DEPARTMENT, SECRETARIAT,
THIRUVANANTHAPURAM-695 001 2 DIRECTOR OF PUBLIC INSTRUCTIONS
OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY,
THIRUVANANTHAPURAM, PIN-695 01 3 DEPUTY DIRECTOR OF EDUCATION.

OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION., KOTTAYAM, PIN-686 001 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM, PIN-686 001 5 THE ASSISTANT EDUCATIONAL OFFICER, KARUKACHAL, KOTTAYAM DISTRICT, PIN-686 540 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 P.S.VISWANATHAN, MANAGER, VIDYANIKETHAN ENGLISH MEDIUM SCHOOL, VAZHOOR P.O, KOTTAYAM, PIN-686 504. W.A.No.173 of 2019 & - 444 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA NO.2/2019 IN WA NO. 553/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 445 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.554 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 4408/2018(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE PRINCIPAL SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPUAM - 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPUAM - 695 014. 3 DEPUTY DIRECTOR OF EDUCATION, THIRUVALLA - 689 621. 4 DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA - 689 645. 5 ASSISTANT EDUCATIONAL OFFICER, ADOOR - 691 523. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.THOMAS ENGLISH MEDIUM NURSERY AND L.P.SCHOOL, KALLUKUZHY, KADAMPANADU - 691 552, ADOOR, PATHANAMTHITTA DISTRICT, REPRESENTED BY ITS MANAGER.

W.A.No.173 of 2019 & - 446 - 2 ST. THOMAS ORTHODOX CATHEDRAL CHURCH, KADAMPANADU SOUTH - 691 553, REPRESENTED BY ITS TRUSTEE. 3 ADDL. R3 SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA-2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092. ADDITIONAL R3 AS ABOVE IMPEADED AS PER ORDER DATED 26.2.2019 IN IA 2/2019 IN WA.554 /2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 447 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.555 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9048/2018(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE-II, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS JAGATHY, THIRUVANANTHAPURAM-695 014 3 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR-680 001 4 THE DISTRICT EDUCATIONAL OFFICER IRINJALAKKUDA, THRISSUR DISTRICT-680 121 5 THE ASSISTANT EDUCATIONAL OFFICER, KODUNGALLUR, THRISSUR DISTRICT-680 664 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 V.H.SADIKHA WIFE OF A.M. HUSAIN, AGED 48 YEARS, MANAGER, IDEAL ENGLISH SCHOOL, P.O. EDAVILANGU, KODUNGALLOOR, THRISSUR DISTRICT-680 671. W.A.No.173 of 2019 & - 448 - 2 ADDL. R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092..... (ADDL. 2ND RESPONDENT IS IMPEADED AS PER ORDER DATED 26.2.2019). THIS WRIT APPEAL HAVING

BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 449 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.556 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8267/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE-II, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, DOWN HILL, MALAPPURAM DISTRICT 676 519. 4 THE DISTRICT EDUCATIONAL OFFICER, WANDOOR, MALAPPURAM DISTRICT-679 328. 5 THE ASSISTANT EDUCATIONAL OFFICER, MELATTUR, MALAPPURAM DISTRICT 679 325. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, STAR ENGLISH SCHOOL, MANNARMALA, MELATTUR, MALAPPURAM DISTRICT 679 325. W.A.No.173 of 2019 & - 450 - 2 ADDL.R2 SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSC BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI- 110 092 ADDITIONAL R2 IS IMPEADED AS PER THE ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 451 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.557 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8445/2018(E) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION(N)DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONS OFFICER, THRISSUR, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THRISSUR DISTRICT-680020. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 THE GLOBAL PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, ABDUL MAJEED,AGED 41 YEARS,S/O.LATE ABDUL KHADER, CHERPPU WEST POST, THRISSUR DISTRICT-680563, (RESIDING AT PALIYATHUZHATHU HOUSE, CHERPPU WEST POST, THRISSUR DISTRICT-680563. W.A.No.173 of 2019 & - 452 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHARIMAN, SHIKSHA KENDRA, 2,COMMUNITY CENTRE, PREET VIHAR,NEW DELHI-110301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 453 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.558 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5263/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.
3 DISTRICT EDUCATIONAL OFFICER, PALAKKAD-678001. 4 DISTRICT
EDUCATIONAL OFFICER, PALAKKAD-680506. 5 DISTRICT EDUCATIONAL
OFFICER, OTTAPALAM-679101. 6 ASSISTANT EDUCATIONAL OFFICER,
ALATHUR-678541. 7 ASSISTANT EDUCATIONAL OFFICER,
WADAKKANCHERY-679532. 8 ASSISTANT EDUCATIONAL OFFICER, PARALI-
678612. 9 ASSISTANT EDUCATIONAL OFFICER, SHORNUR-679121.
W.A.No.173 of 2019 & - 454 - 10 ASSISTANT EDUCATIONAL OFFICER,
KOLLENGODE-678506. 11 ASSISTANT EDUCATIONAL OFFICER, CHITTUR-
678101.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER

RESPONDENT/S: 1 MANAGER, SREE NARAYANA E.M.SCHOOL,
THENNILAPURAM, PALAKKAD-678682. 2 MANAGER, NEHRU MEMORIAL
E.M.S.SCHOOL, DESAMANGALAM P.O., THRISSUR-679532. 3 MANAGER,
MOTHER OF DIVINE LOVE SCHOOL, KUNDANNUR, WADAKKANCHERY-
680590. 4 MANAGER, AKSHAYA E.M.SCHOOL, THENNUR, PALAKKAD-
678612. 5 MANAGER, ST.ANTONY'S SCHOOL, SHORNUR-679121. 6
MANAGER, KASYAPASHRAMAM E.M.SCHOOL, PAYYALORE, KOLLENGODE
P.O., PALAKKAD-678506. 7 MANAGER, SREE DURGHA ENGLISH MEDIUM
SCHOOL, KUMBALANGAD, KANJIRAKODE P.O., WADAKKANCHERY-680590.
8 MANAGER, ROSES PUBLIC SCHOOL, PALLATHAMPULLY,
THATHAMANGALAM, PATTANCHERRY, PALAKKAD-678102. 9 MANAGER,
ROSE GARDEN ENGLISH SCHOOL, THALI P.O., VARAVOOR (VIA),
THRISSUR, KERALA-680585. W.A.No.173 of 2019 & - 455 -

10 MANAGER, VAISHNAVI KRISHNA VIDYA NIKETHAN E.M.SCHOOL,
ELAPPULLY P.O., KOOLIYODE, PALAKKAD-678622. 11 ADDL.R11
SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY
EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,
PREET VIHAR, NEW DELHI-110092. (ADDL.R11 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 456 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.559 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19442/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER BADIADKA, KASARAGOD DISTRICT, 671 321. 2 THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT, 671 121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD 671 121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 01.

5 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 M.A.ABDUL KHADER, S/O. ABDULLA HAJI, MANAGER, MADAKAM ENGLISH MEDIUM SCHOOL, KALLAPPADI, BELLURU, MULLERIA, KASARAGOD DISTRICT-671 121. W.A.No.173 of 2019 & - 457 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-119092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA NO. 2/2019 IN WA NO. 559/2019. BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 458 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.560 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 40075/2017(H) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THEVALLY P.O., KOLLAM-691001. 4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, VALAKODE P.O., PUNALUR, KOLLAM-691331. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: 1 THE MANAGER, N.P.P.M. L.P. SCHOOL, CHEMANATHOOR, PUNALUR, KOLLAM-691305. 2 MANAGER, T.V.T.M. L.P. SCHOOL, VALAKODE P.O., PUNALUR KOLLAM-691331. W.A.No.173 of 2019 & - 459 - 3 ADDL.R3-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-119092. ADDL.R3 IMPEADED AS PER ORDER DATED 26/2/2019 IN IA NO.1/2019 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 460 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 WA.No.561 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9968/2018(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM 695 014. 3 THE DISTRICT EDUCATIONAL OFFICER, MALAPPURAM DISTRICT 679 325. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, NCT ENGLISH MEDIUM SCHOOL, VERUMPULAKKAL, KADANNAMANNA, MALAPPURAM 679 324. 2 ADDL. R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092 ADDITIONAL R2 IS IMPEADED AS PER THE ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 461 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.562 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9083/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, TRIVANDRUM-695 001, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, TRIVANDRUM-695 001, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, ATTINGAL, TRIVANDRUM-695 001, KERALA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE

GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.VINCENT PALLOTTI ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS MANAGER, MANICKAPURAM, PUTHUKULANGARA P.O, NEDUMANGADU, KERALA, POSTAL CODE 695 541. W.A.No.173 of 2019 & - 462 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2-COMMUNITY CENTRE, PREET VIHAR, NEW DELHI 110 301. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 463 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.563 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 10059/2018(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695001. 2 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM. 3 THE ASSISTANT EDUCATIONAL OFFICER, ERNAKULAM. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 ELDA SEPIACCI ENGLISH MEDIUM SCHOOL, CHATHANAND, EXHIKKARA P.O., NORTH PARAVUR-683 513, REPRESENTED BY ITS MANAGER SRI. GIGI FRANCIS, D/O. FRANCIS, AGED 37 YEARS. 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH

WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 464 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 W.A.No.564 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10498/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 ASSISTANT EDUCATIONAL OFFICER PAPPINISSERI, KEECHERI. P.O., KANNUR DISTRICT, 670 562. 2 ASSISTANT EDUCATIONAL OFFICER, KUNNUMMAL P.O., KUNNUMMAL, KOZHIKODE DISTRICT 670 018. 3 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 001.

4 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PRESIDENT, VISHWAKARMA ORGANIZATION FOR IDEAL CAREER AND EDUCATION VOICE, RAMAPURAM, PALLIKUNNU P.O., PUZHATHI VILLAGE, KANNUR DISTRICT, KERALA, 670 004. W.A.No.173 of 2019 & - 465 - 2 PRINCIPAL, MES CENTRAL SCHOOL CBSE, PATHIRIPATTA KANDOTHKUNNI, PATHIRIPATTA P.O., KAKKATTIL VIA, KOZHIKODE DISTRICT, KERALA, 673 507. 3 ADDL. R3 SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092. ADDL. R3 IMPEADED PER ORDER DATED 26/2/19 IN I.A. NO. 2/19 IN W.A. 564/19. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 466 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.565 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9505/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM, PINCODE 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM 686 001,KERALA 4 THE DEPUTY DIRECTOR OF EDUCATION, KOTTAYAM 686 001, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM-686 001, KERALA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.JOSEPHS ENGLISH MEDIUM L.P. SCHOOL REPRESENTED BY ITS PRINCIPAL, CHANGANASSERY,KOTTAYAM, KERALA-686101. W.A.No.173 of 2019 & - 467 - 2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA,2,COMMUNITY STREET, PREET VIHAR,NEW DELHI-110092. (ADDITIONAL R2 IMPLEADED AS PER ORDER DATED 26.02.19 IN IA NO.WA 565/2019) SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 468 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.566 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 24072/2017(H) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT

SECRETARIAT, THIRUVANANTHAPURAM-695 001 2 THE DISTRICT EDUCATIONAL OFFICER, KANNUR-670 001 3 THE ASSISTANT EDUCATIONAL OFFICER MADAYI, KANNUR DISTRICT, PIN-670 304 4 THE DIRECTOR DEPARTMENT OF GENERAL EDUCATION, THIRUVANANTHAPURAM-695 001 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 AYISHA.K(MINOR), D/O. SHAMSUDHEEN P.V, REP. BY HER FATHER SHAMSUDHEEN P.V, RESIDING AT MATTOOL AMSOM, MADAKKARA DESOM, P.O, IRINAVE, KANNUR DISTRICT-670 301. 2 E-ANATHUL ISLAM ENGLISH MEDIUM SCHOOL MADAKKARA P.O, IRINAVE, VIA CHERUKUNNU, KANNUR DISTRICT, REP. BY ITS MANAGER M. MUHAMMED KUNHI HAJI, S/O. IBRAHIM KUTTY, VATTAKANDI HOUSE, MADAKKARA, P.O. IRINAVE, PIN-670 301. W.A.No.173 of 2019 & - 469 - 3 ADDL.R3-SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN,SHIKSHA KENDRA, 2,COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092 (ADDITIONAL R3 AS ABOVE IS IMPEADED AS PER ORDER DATED 18.02.2019 IN IA . BY ADV. SRI.M.V.AMARESAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 470 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.567 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34694/2017(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER,

THRISSUR-680 001, KERALA 4 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR-680 001, KERALA.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SANJOES CENTRAL SCHOOL, REPRESENTED THROUGH ITS PRINCIPAL, ELANAD P.O, CHELAKKARA, THRISSUR-680 586. W.A.No.173 of 2019 & - 471 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 472 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.568 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 40013/2017(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT-673001. 2 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT-673001. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF AEO, KOZHIKODE CITY, KOZHIKODE DISTRICT-673001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MALABAR CENTRAL SCHOOL AND MADRASA, PANNIYANKARA, KALLAI.P.O, KOZHIKODE-673003. W.A.No.173 of 2019 & - 473 - 2 ADDL.R2-SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092 (

ADDL.R2-IMPLEADED AS PER ORDER DATED 26/01/19 IN I.A.NO.2/19 IN W.A.568/19 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 474 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.569 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23967/2017(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM-695014. 3 DEPUTY DIRECTOR OF EDUCATION, KANNUR, KANNUR DISTRICT-670001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, IRITTY, KANNUR DISTRICT-670701. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MA-ADANUL ULOOM MODERN PUBLIC SCHOOL KAKKAYANGAD P.O, KANNUR DISTRICT-670673. W.A.No.173 of 2019 & - 475 - 2 ADDL.R2 SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (IMPLEADED AS PER ORDER DATED 26/02/2019 IN IA THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 476 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.570 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 3615/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM 695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, IDUKKI, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THODUPZUHA, IDUKKI DISTRICT 685 584. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 ST.GEORGE PUBLIC SCHOOL SITUATED AT KURUVILA CITY, KULAPPARACHAL POST IN IDUKKI DISTRICT, 685 619, REPRESENTED BY ITS CHAIRMAN, SRI JACOB M.O., AGED 59 YEARS, S/O. SRI. OUSEPH, RESIDING AT MUTHUKATTU HOUSE, KULAPPARACHAL POST IN IDUKKI DISTRICT 685 619. W.A.No.173 of 2019 & - 477 - 2 ADDL.R2 SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092

(ADDITIONAL R2 AS ABOVE IS IMPLEADED AS PER ORDER

DATED 26.02.2019 IN IA.1/2019 IN WA.570/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 478 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 WA.No.571 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18208/2017(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 039

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 001 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM CIVIL STATION ROAD, VIDYA NAGAR, KOLLAM, KERALA 691 013. 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTARAKKARA, NEAR POLICE STATION, KOLLAM 691 506. 5 ASSISTANT EDUCATIONAL OFFICER, KUNDARA, KOLLAM 691 501. 6 ASSISTANT EDUCATIONAL OFFICER, CHAVARA, KOLLAM 691 583 7 ASSISTANT EDUCATIONAL OFFICER, SASTHAMCOTTA, KOLLAM- 690 521 8 ASSISTANT EDUCATIONAL OFFICER, VELIYAM KOLLAM 691 540. W.A.No.173 of 2019 & - 479 - 9 ASSISTANT EDUCATIONAL OFFICER, CHATHANNOOR, KOLLAM 691 572 10 ASSISTANT EDUCATIONAL OFFICER, KOTTARAKKARA, KOLLAM 691 506

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, GURUKULAM ENGLISH MEDIUM SCHOOL, NENMENI (N), MANROTHURUTHU (PO) KOLLAM DISTRICT-691 502.

2 THE MANAGER, ALIMMIYAN PUBLIC SCHOOL, PORUVAZHY (PO), SASTHAMKOTTA, KOLLAM DISTRICT 691 520 3 THE MANAGER, M.N.P.M. CENTRAL, ADIKKADU, VENGAL (PO) KOLLAM DISTRICT 690 521. 4 THE MANAGER, CRESCENT CENTRAL SCHOOL, KAMPALADY, PORUVAZHI (PO) KOLLAM DISTRICT 690 520 5 THE MANAGER, M.N.P.M.CENTRAL SCHOOL, SASTHAMCOTTA, KOLLAM DISTRICT 690 521.

6 THE MANAGER, MATHA CENTRAL SCHOOL, AMBALATHUM BHAGAM (PO), PORUVAZHY, CINIMAPARAMBU, KOLLAM DISTRICT 690 520. 7 THE MANAGER, GURUKULAM ENGLISH MEDIUM L.P.SCHOOL AYATHOTTUVA, WEST KALLADA, KOLLAM DISTRICT-691 500 8 THE MANAGER,

C.V.M.M.CENTRAL SCHOOL, VENGAL, SASTHAMCOTTA, KOLLAM DISTRICT 690 521. W.A.No.173 of 2019 & - 480 - 9 THE MANAGER, SACRED HEART LP SCHOOL, CHERIYAVELINALLUR, AKKAL(PO), KARINGANNOOR, KOLLAM DISTRICT 691 516 10 THE MANAGER, SREE NARAYANAN PUBLIC SCHOOL, VILAPURAM, THAZHAM SOUTH, CHATHANNOOR (PO) KOLLAM DISTRICT 691 572. 11 THE MANAGER, VIMALAHRIDAYA ENGLISH MEDIUM SCHOOL, PULAMON, KOTTARAKARA 691 506.

12 ADDL.R12-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R12 ARE IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO .2/2019 IN W.A NO .571/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 481 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.572 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 1966/2018(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 GOVERNMENT OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM 695 014. 3 DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM -695 001. 4 DISTRICT EDUCATIONAL OFFICER, ATTINGAL, THIRUVANANTHAPURAM 695 101. 5 ASSISTANT EDUCATIONAL OFFICER, ATTINGAL, THIRUVANANTHAPURAM- 695 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 AMRITA MODEL ENGLISH MEDIUM SCHOOL, THACHOORKUNNU, AVANAVANCHEERI P.O, ATTINGAL,

THIRUVANANTHAPURAM DISTRICT, PIN 695 103, REPRESENTED BY ITS MANAGER, N. MOHANAN, AGED 60 YEARS, S/O. NARAYANAN, UPASANA, THACHOORKUNNU, AVANAVANCHEERY P.O, ATTINGAL. W.A.No.173 of 2019 & - 482 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 483 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.573 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 32456/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695 001. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THODUPUZHA -685 605. 4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, THODUPUZHA-685 605

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGING DIRECTOR, MOON SCHOOL OF CREATIVE SCIENCE, KARUKA, PERUMPILLYCHIRA P.O., THODUPZUHA, IDUKKI- 685 605. W.A.No.173 of 2019 & - 484 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 485 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.574 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9470/2017(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM- 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 01. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTARAKARA DISTRICT. 4 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM DISTRICT. 5 THE DISTRICT EDUCATIONAL OFFICER, PUNALUR. 6 THE DISTRICT EDUCATIONAL OFFICER, ATTINGAL.

7 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, VELIYAM, ODANAVATTOM P.O., PIN - 691 512. 8 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, VARKALA P.O., PIN - 696 141. W.A.No.173 of 2019 & - 486 - 9 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, ATTINGAL P.O., - 695 101. 10 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, PUNALUR - 691 305. 11 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE EDUCATIONAL OFFICER, ANCHAL - 691 306. 12 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KUNDARA - 691 501. 13 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT

EDUCATIONAL OFFICER, CHADAYAMANGALAM - 691 534. 14 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KOLLAM - 691 001. 15 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, CHATHANNUR - 691 572. 16 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, CHAVARA - 691 583. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, SIDDARTHA CENTRAL SCHOOL, NETTAYAM, AMBALAMKUNNU, KOLLAM DISTRICT - 691 537. 2 MANAGER, SREE NARAYANA CENTRAL SCHOOL, AMBALAMKUNNU, NETTAYAM P.O., POOYAPALLY, KOLLAM DISTRICT - 691 537. W.A.No.173 of 2019 & - 487 - 3 MANAGER, GANDHI BHAVAN ENGLISH MEDIUM SCHOOL, ODANAVATTOM P.O., KOTTARAKKARA, KOLLAM DISTRICT - 691 512. 4 MANAGER, TAGORE ENGLISH MEDIUM SCHOOL, ODANAVATTOM P.O., KOTTARAKKARA, KOLLAM DISTRICT - 691 512. 5 MANAGER, SREE SANKARACHARYA PUBLIC SCHOOL, VELIYAM P.O., VELIYAM, KOTTARAKKARA, KOLLAM DISTRICT - 691 512. 6 MANAGER, NAVAJEEVAN NURSERY AND L.P.SCHOOL, KARINGANNOOR P.O., KOLLAM DISTRICT - 691 516. 7 MANAGER, VIVEKANANDA ENGLISH MEDIUM AND L.P.SCHOOL, ODANAVATTOM P.O., KOTTARAKKARA, KOLLAM DISTRICT - 691 512. 8 MANAGER, LITTLE HEARTS SCHOOL, MULLUVILA, VADAKKEVILA P.O., KOLLAM DISTRICT - 691 010. 9 MANAGER, LITTLE JASMINE ENGLISH MEDICUM SCHOOL, T.K.M.C.P.O., KARICODE, KOLLAM DISTRICT - 691 005. 10 MANAGER, CITADEL ENGLISH MEDIUM SCHOOL, NEAR O.I.H.C.CONVENT, ERAVIPURAM P.O., KOLLAM DISTRICT - 691 011. 11 MANAGER, VIDHYABHAVAN SCHOOL, PUTHANKULAM P.O., SOUTH PARAVOOR, KOLLAM DISTRICT - 691 011. 12 MANAGER, DOWN CENTRAL SCHOOL, VADUTHALA, PANMANA PUTHANCHANTHA P.O., CHAVARA, KOLLAM DISTRICT - 691 587.

13 MANAGER, GREEN MOUNT PUBLIC SCHOOL, SANKARAMANGALAM, CHAVARA, KOLLAM DISTRICT - 691 583. 14 MANAGER, INFANT JESUS NURSERY AND LP SCHOOL, NALLILA P.O., NALLILA, KOLLAM DISTRICT -

691 515.

15 MANAGER, HOLY MASS CENTRAL SCHOOL, AYIRANALLOOR P.O., EDAMON, PUNALUR, KOLLAM DISTRICT - 691 306. W.A.No.173 of 2019 & - 488 - 16 MANAGER, DEVI MATHA ENGLISH MEDIUM SCHOOL, MANCHALLOOR, PATHANAPURAM, KOLLAM DISTRICT - 691 695. 17 MANAGER, VIRGIN ENGLISH MEDIUM SCHOOL, AVANEESWARAM R.S.P.O., KUNNICODU, KOLLAM DISTRICT - 691 508. 18 MANAGER, OXFORD PUBLIC SCHOOL, THADICADU, ANCHAL, KOLLAM DISTRICT - 691 306. 19 MANAGER, GOOD SHEPHERD PUBLIC SCHOOL, CHANDANACABU, THINGAL KARIKKAM P.O., KULATHIPUZHA, KOLLAM DISTRICT - 691 310. 20 MANAGER, LITTLE FLOCK PUBLIC SCHOOL, KOLLAYIL P.O., KOLLAYIL MADATHARA, KOLLAM DISTRICT - 691 541. 21 MANAGER, EMIRATES AND ANGELS CENTRAL SCHOOL, KUMMIL P.O., KADAKKAL, KOLLAM DISTRICT - 691 536. 22 MANAGER, SCHOOL OF BRIGHTS ENGLISH MEDIUM L.P.S., MUNDAKKAL P.O., AVANAVANCHERRY VIA, ATTINGAL, THIRUVANANTHAPURAM - 695 103. 23 MANAGER, S.N.KIDS ENGLISH MEDIUM SCHOOL, FACTORY JUNCTION, PALAYAMKUNNU P.O., VARKALA, THIRUVANANTHAPURAM DISTRICT - 695 146. 24 MANAGER, ME CENTRAL SCHOOL, OYUR P.O., OYUR, KOLLAM DISTRICT - 691 510. 25 ADDL.R25 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R25 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.01/2019) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 489 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.575 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22299/2017(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM DISTRICT -691 001. 4 THE ASSISTANT EDUCATIONAL OFFICER, ANCHAL- 691 306. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ST.JOSEPH S ENGLISH MEDIUM SCHOOL PHILGIRY, CHERKULAM.P.O., ANCHAL, KOLLAM 691 306. W.A.No.173 of 2019 & - 490 - 2 ADDL.R2 (SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 491 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.576 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 27405/2017(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 001 2 DIRECTOR OF PUBLIC INSTRUCTIONS

THIRUVANANTHAPURAM-695 001 3 DISTRICT EDUCATIONAL OFFICER
KOLLAM-691 013 4 ASSISTANT EDUCATIONAL OFFICER KOLLAM-691 013
SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 VENAD PUBLIC SCHOOL, NEAR PNNM
HOSPITAL, ANCHALUMMOOD, KOLLAM, MANAGED BY SREE UTHRADAM
THIRUNAL SMARAKA TRUST, NEAR PNNM HOSPITAL, ANCHALUMMOOD,
KOLLAM DISTRICT, REPRESENTED BY ITS PRESIDENT, RAJEEV. B.
W.A.No.173 of 2019 & - 492 - 2 ADDL. R2. SECRETARY (AFFILIATION),
CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA
KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092.
ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL
HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019
AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 493 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.577 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 7573/2018(V) OF HIGH COURT OF KERALA
APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL
EDUCATION(N) DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE
DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA,
THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL
OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER,
PARAPPANANGADI, MALAPPURAM DISTRICT-676319. SRI.C.P.SUDHAKARA
PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT
PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S:

1 KERALA ENGLISH MEDIUM SCHOOL SITUATED AT CHETTIPADY P.O, MALAPPURAM DISTRICT-676319, REPRESENTED BY ITS MANAGER, E.P. AHAMMED KOYA MARAKKAR, AGED 70 YEARS, S/O. ASSAMUTTY NAHA (RESIDING AT ERAMAKA VEETIL(PUTHIYAKATH HOUSE) PARAPPANANGADI IN MALAPPURAM DISTRICT-676319. W.A.No.173 of 2019 & - 494 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 495 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.578 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18639/2017(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 ASSISTANT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD-671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ANITHA K.,AGED 40 YEARS, W/O LATE PADMANABHAN A.C., MANAGER, PROVIDENCE ENGLISH MEDIUM SCHOOL, IRIYANNI ROAD, MULIYAR, KASARGOD DISTRICT. W.A.No.173 of 2019 & - 496 -

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 497 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 W.A.No.579 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 24554/2017(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, DEPARTMENT GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DPI, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR, KANNUR DISTRICT. 4 THE ASSISTANT EDUCATIONAL OFFICER, IRITTY, KANNUR DISTRICT-670703. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, AL-RAZI PUBLIC SCHOOL, AYYAPPANKAVU, VILAKODE P.O., IRITTY, KANNUR DISTRICT-670703. W.A.No.173 of 2019 & - 498 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 499 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.580 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 39425/2017(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR , PALAKKAD-678001. 4 THE DISTRICT EDUCATIONAL OFFICER, PALAKKAD-678001. 5 THE ASSISTANT EDUCATIONAL OFFICER, EDATHARA, PARLI, PIN-678612, SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, PALAKKAL ENGLISH MEDIUM SCHOOL, PARLI, PALAKKAD-678612. W.A.No.173 of 2019 & - 500 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 501 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.581 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22247/2017(E) OF HIGH COURT OF KERALA

APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.
3 THE ASSISTANT EDUCATIONAL OFFICER, THAMARASSERY-673573, KOZHIKODE DISTRICT. 4 DISTRICT EDUCATIONAL OFFICER, KOZHIKODE--673001, KOZHIKODE DISTRICT. 5 DISTRICT EDUCATIONAL OFFICER, MINI CIVIL STATION, VADAKKARA, 673101, KOZHIKODE. 6 DISTRICT EDUCATIONAL OFFICER, REVENUE TOWER, COURT ROAD, THALIPARAMBA-670141, KANNUR DISTRICT . 7 DISTRICT EDUCATIONAL OFFICER, MINI CIVIL STATION, THALASSERY-670101, KANNUR DISTRICT. 8 ASSISTANT EDUCATIONAL OFFICER, KODUVALLY P.O., KODUVALLY, 673572, KOZHIKODE DISTRICT. W.A.No.173 of 2019 & - 502 - 9 ASSISTANT EDUCATIONAL OFFICER, BALUSSERY, 673612, KOZHIKODE DISTRICT. 10 ASSISTANT EDUCATIONAL OFFICER, THALASSERY NORTH, MINI CIVIL STATION, 670101, KANNUR DISTRICT. 11 ASSISTANT EDUCATIONAL OFFICER, CHEVAYUR P.O., ERANHIPPALAM-673006. 12 ASSISTANT EDUCATIONAL OFFICER, MELADY, VADAKKARA-673521, KOZHIKODE DISTRICT. 13 ASSISTANT EDUCATIONAL OFFICER, MADAYI P.O., PAZHAYANGADI, -670303, KANNUR DISTRICT.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: 1 MANAGER, MALABAR ENGLISH SCHOOL, KADIRUR P.O., THALASSERY, KANNUR -670642. 2 SECRETARY, P.H.S.ENGLISH SCHOOL, PALATH P.O., KOZHIKODE -673572. 3 MANAGER, MAJMA ENGLISH MEDIUM SCHOOL, PARANNUR P.O., MARIKUNNI, KOZHIKODE-673613. 4 MANAGER, MODERN ENGLISH SCHOOL, NARMINDA, KOZHIKODE-673613. 5 VIJAY JUNIOR SCHOOL, MEPPAYUR P.O., KOZHIKODE-673521. 6 MANAGER, BABY NURSERY ENGLISH MEDIUM SCHOOL, MANNAPURAM, CHERUKUNNU P.O., KANNUR -670301. W.A.No.173 of 2019 & - 503 -

7 ADDL.R7 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R7 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 504 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.582 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 37732/2017(N) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPURAM-695014. 3 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, PEACE PUBLIC SCHOOL, KANIYANTHODU, MUKHATHALA P.O., KOLLAM DISTRICT, PIN-691577. W.A.No.173 of 2019 & - 505 -

2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 506 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.583 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7365/2018(U) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, FEROKE, KOZHIKODE DISTRICT-673631. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 NEST PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, BASHEER P.C, AGED 61 YEARS, S/O.SHRI P.K.MOIDEEN, MODEL HILLS, RAMANATTUKARA P.O, KOZHIKODE DISTRICT 673633, (RESIDING AT PUTHIYACHIRAKKAL HOUSE P.O, FEROKE, KOZHIKODE DISTRICT-673631. W.A.No.173 of 2019 & - 507 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,

COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 508 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.584 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10496/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS THIRUVANANTHAPURAM-695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION KOZHIKODE-673 001. 4 THE ASSISTANT EDUCATIONAL OFFICER CHEVAYUR EDUCATIONAL SUB DISTRICT, CHEVAYUR, KOZHIKODE-673 017. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SAHADEVAN.N., AGED 80 YEARS, S/O. GOPALAN, NADUKKANDY HOUSE, KARAPARAMBA P.O., KOZHIKODE. (CHAIRMAN, GUARDIANS EDUCATION AND CULTURAL TRUST, ATHANICKAL, WEST HILL)-673010. W.A.No.173 of 2019 & - 509 - 2 SIVARAJ C., AGED 49 YEARS, S/O. SREEDHARAN, SRAVANAM, KAKKULANGARA, WEST HILL P.O., KOZHIKODE (SECRETARY, GUARDIANS EDUCATION AND CULTURAL TRUST, ATHANICKAL, WEST HILL).-673 005 3 REESHA.E., AGED 40 YEARS, D/O. RAJAGOLAN, MATHRANGOTTU HOUSE, THEKKEYIL PARAMBA, MAKKADA P.O., KAKKODI (VIA), KOZHIKODE. (PRESIDENT PARENTS-TEACHERS ASSOCIATION, GUARDIANS U.P. SCHOOL, ATHANIKKAL, WEST HILL, KOZHIKODE)-673 611 4 ADDL. R4. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,

PREET VIHAR, NEW DELHI-110092. ADDITIONAL R4 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 510 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.585 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 41174/2016(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATION OFFICER IRINJALAKUDA, THRISSUR DISTRICT-680 021. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 GRACE INTERNATIONAL SCHOOL, MALA, REPRESENTED BY THE CHAIRMAN, DR. RAJU DAVIS PEREPPADAN, AGED 58 YEARS, S/O. SHRI. DAVIS, MALA, GRACE KNOWLEDGE VILLAGE, MALAPALLIPURAM P.O., PLAVINMURY, THRISSUR DIST-680 732. (RESIDING AT PEREPPADAN HOUSE, MALA, THRISSUR DIST.) W.A.No.173 of 2019 & - 511 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REP. BY THE CHAIRMAN SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, DELHI-110 301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 512 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.586 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10413/2018(B) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, EDUCATION DEPARTMENT, SECRETARIAT , THIRUVANANTHAPURAM - 695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 DISTRICT EDUCATIONAL OFFICER, KOTTAYAM DISTRICT - 686 001. 4 DEPUTY DIRECTOR, EDUCATION DEPARTMENT, KOTTAYAM - 686 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE RAJAS INTERNATIONAL SCHOOL, SACHIVOTHAMAPURAM P.O., KURICHI, KOTTAYAM - 686 532, REPRESENTED BY THE CHAIRMAN, DR. S.A. JOY RAJA. W.A.No.173 of 2019 & - 513 -

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SMT.SINDHU SANTHALINGAM SRI.A.D.SHAJAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 514 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.587 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 31543/2017(P) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, BY THE SECRETARY TO

GOVERNMENT, GENERAL (N) EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER THRISSUR-680 020. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MAHMOODIYYA PUBLIC SCHOOL, SITUATED AT VARANDARAPPILLY, VELUPPADAM POST IN THRISSUR DISTRICT-680 303, REPRESENTED BY ITS MANAGER MUHAMMED SHERIEF K.M, AND AGED 41 YEARS, S/O. LATE MUHAMMEDKUTTY, RESIDING AT KARUPPAMVEETIL HOUSE, PALPPILLY POST, THRISSUR DISTRICT-680 303. W.A.No.173 of 2019 & - 515 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 516 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.588 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 20183/2017(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM - 695 039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695 001. 3 DISTRICT EDUCATIONAL OFFICER, KOTHAMANGALAM - 686 691. 4 DISTRICT EDUCATIONAL OFFICER, PALAKKAD - 678 001. 5 ASSISTANT EDUCATIONAL OFFICER, PERUMBAVOOR - 683 542. 6 ASSISTANT EDUCATIONAL OFFICER, ALATHUR - 678 541. 7 ASSISTANT EDUCATIONAL

OFFICER, MANNARKKAD - 678 582.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 517 - RESPONDENT/S: 1 MANAGER, VIDYADEEPTHI PUBLIC SCHOOL, PATTAL, IRINGOLE P.O., PERUMBAVOOR, ERNAKULAM, PIN - 683 548. 2 PRINCIPAL, IDEAL EDUCATION CENTRE, KUTHIRAPPARA, KUNISSERY, PALAKKAD, PIN - 678 681. 3 HEADMISTRESS, IDEAL PUBLIC SCHOOL, ROYAL JUNCTION, VADAKKENCHERRY, PALAKKAD - 678 683.

4 PRINCIPAL, LITTLE MASTER ENGLISH MEDIUM SCHOOL, THRIKKALLOOR P.O., THACHAMPARA VIA, PALAKKAD, PIN - 678 593. 5 MANAGER, ADAM ENGLISH SCHOOL, PARAVAZHI COMPOUND, ALANALLUR P.O., MANNARKKAD, PALAKKAD, PIN - 678 601. 6 ADDL.R6 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R6 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.01/2019) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 518 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.589 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9037/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695014. 3

THE DEPUTY DIRECTOR OF EDUCATION, KANNUR DISTRICT - 670 001. 4 THE DISTRICT EDUCATIONAL OFFICER, KANNUR - 670 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, TALIPARAMBA NORTH, KANNUR DISTRICT - 670 141. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE MANAGER/PRESIDENT, MARY ANGEL ENGLISH MEDIUM SCHOOL, CHUDALA, PARIYARAM, KANNUR (RUN BY ADORATION SISTERS OF ST. JEROME MARIAPURAM, PARIYARAM, KANNUR DISTRICT). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 519 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.590 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9499/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, ALAPPUZHA - 688 005. 4 THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA - 688 005. 5 THE ASSISTANT EDUCATIONAL OFFICER, ALAPPUZHA - 688 005. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 AMALA ENGLISH MEDIUM L.P. SCHOOL, REPRESENTED BY ITS PRINCIPAL, MITHRAKARY, ALAPPUZHA, KERALA - 689 595. W.A.No.173 of 2019 & - 520 - 2 ADDL R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092.

ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED SRI.JOSE ABRAHAM SRI.MANU SRINATH SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 521 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.591 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10196/2018(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXURE II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR AT AYYANTHOLE-680003. 4 THE DISTRICT EDUCATIONAL OFFICER, CHAVAKKAD, THRISSUR DISTRICT-680506. 5 THE ASSISTANT EDUCATIONAL OFFICER, CHAVAKKAD, THRISSUR DISTRICT-680506. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: THE MANAGER, ISLAMIC ENGLISH SCHOOL, ORUMANAYUR, THRISSUR DISTRICT-680512. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 522 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.592 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 39248/2017(E) OF HIGH COURT OF KERALA

APPELLANT/S: 1 STATE OF KERALA REP.BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, ERNAKULAM-682011, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM-682011, KERALA. 5 THE ASSISTANT EDUCATIONAL OFFICER, NORTH PARAVUR, ERNAKULAM, KERALA-683513. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER
RESPONDENT/S: 1 ST.MARYS ENGLISH MEDIUM L.P.SCHOOL, REPRESENTED BY ITS HEAD MISTRESS, VALIYAPALLAMTHURUTHU, CHENDAMANGALAM P.O., NORTH PARVUR, ERNAKULAM, DISTRICT, KERALA-683512. W.A.No.173 of 2019 & - 523 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2- IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 2/19 IN WA NO.592/2019. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 524 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.593 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10421/2018(C) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY, EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM. 2 THE ASSISTANT EDUCATION OFFICER, PARAPPANAGADI.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PRESENTATION ENGLISH MEDIUM SCHOOL, PARAPPANANGADI, REP. BY ITS MANAGER, ABDUL LATHEEF K, S/O. KAMMUKUTTY NAHA HAJI, THEKKEPPATT HOUSE, PARAPPANANGADI P.O, MALAPPURAM DISTRICT. 2 ADDL. R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.1/2019 IN W.A.NO.593/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 525 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.594 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9691/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, THIRUVANANTHAPURAM-695 001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS THIRUVANANTHAPURAM-695 001. 3 DISTRICT EDUCATIONAL OFFICER PATHANAMTHITTA-689 517. 4 ASSISTANT EDUCATIONAL OFFICER KOLENCHERRY-682 311. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SAJEEV.V.K., MANAGER, S.N.D.P HIGHER SECONDARY SCHOOL, CHENNEERKARA, PATHANAMTHITTA DISTRICT-689 517. W.A.No.173 of 2019 & - 526 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER

ORDER DATED 26.2.2019 IN I.A.NO.1/2019 IN W.A.NO.594/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 527 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.595 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 11731/2018(N) OF HIGH COURT OF KERALA APPELLANT/S: DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, COLLECTORATE, KAKKANAD, ERNAKULAM-682 036 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 SREE NARAYANA VIDYANIKETHAN PUBLIC SCHOOL (CBSE), HOUSE NO VI/342A,PINDIMANA P.O.MUTHAMKUZHI, KOTHAMANGALAM, ERNAKULAM-686 692, REPRESENTED BY ITS MANAGER M.K.MANI, AGED 65 YEARS, MURITHOTTAHIL(H), NELLIKUZHAY P.O.PIN 686 591, KOTHAMANGALAM, ERNAKULAM 2 REGIONAL DIRECTOR, NATIONAL INSTITUTE OF OPEN SCHOOLING (NIOS), REGIONAL CENTRE,KSHB BUILDING, PANAMPILLAY NAGAR, KOCHI-682 036 3 ADDL.R3-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R3- IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 1/2019 IN WA NO.595/2019 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 528 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.596 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 40001/2017(A) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM - 695 001. 2 THE DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE - 673 001. 3 THE ASSISTANT EDUCATIONAL OFFICER, KUNNAMANGALAM, KOZHIKODE-673 570 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, THARBIYATHUL ISLAM ENGLISH MEDIUM SCHOOL, PARAMBIL BAZAR, PARAMBIL P.O., MARIKUNNU VIA, KOZHIKODE-673 012

2 ADDL.R2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2- IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 2/19 IN WA NO. 596/2019 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 529 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.597 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 24044/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DCIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE

DEPUTY DIRECTOR OF EDUCATION, PALAKKAD-678001. 4 THE ASSISTANT EDUCATIONAL OFFICER, ALATHUR, PALAKKAD-678101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MANNAM MEMORIAL ENGLISH MEDIUM SCHOOL, KUNISSERY, ALATHUR TALUK, PALAKKAD-DISTRICT-678101. W.A.No.173 of 2019 & - 530 - 2 ADDL R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.2/2019 IN W.A.NO.597/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 531 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.598 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 24919/2017(L) OF HIGH COURT OF KERALA APPELLANT/S:

1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS THIRUVANANTHAPURAM-695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, KANNUR DISTRICT 4 THE ASSISTANT EDUCATIONAL OFFICER EDUCATIONAL SUB DISTRICT, KOOOTHUPARAMB, KANNUR DISTRICT-670 643. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 K.GOVINDAN, AGED 78 YEARS, S/O. KANNAN, MANAGER, DESABANDHU ENGLISH MEDIUM SCHOOL, MANGATTIDAM, RESIDING AT KUMMAKAROTH HOUSE, P.O. MANGATTIDOM, KANNUR DISTRICT, PIN-670 643. W.A.No.173 of 2019 & - 532 - 2 ADDL R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.2/2019 IN W.A.NO.598/2019. SRI.GEORGE MATHEWS SRI.P.BHARATHAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 533 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.599 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23062/2017(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 GOVERNMENT OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS JAGATHY, THIRUVANANTHAPURAM 695 014. 3 DEPUTY DIRECTOR OF EDUCATION, ERNAKULAM DISTRICT, KOCHI 683 101. 4 DISTRICT EDUCATIONAL OFFICER, ALUVA, ALUVA P.O., ERNAKULAM 683 101. 5 THE ASSISTANT EDUCATIONAL OFFICER, ALUVA, ERNAKULAM DISTRICT 683 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 DARUSALAM HIGH SCHOOL, CHALAKKAL, MARAMPALLY P.O., ALUVA, ERNAKULAM DISTRICT, 683 105, REPRESENTED BY ITS MANAGER, A.M. BAVA, S/O. MOIDEENKUTTY. W.A.No.173 of 2019 & - 534 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092.

ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.1/2019 IN W.A.NO.599/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 535 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.600 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8242/2018(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM-686001, KERALA, 4 THE DEPUTY DIRECTOR OF EDUCATION , KOTTAYAM-695001, KERALA, 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM, KERALA-686001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 PARIPALANA L.P.SCHOOL REPRESENTED BY ITS HEADMISTRESS, NJALIAKUZHY, VAKATHANAM, KOTTAYAM, KERALA-686538. W.A.No.173 of 2019 & - 536 - 2 ADDLR2-SECRETARY(AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2- IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 2/19 IN WA 600/2019. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 537 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.601 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9185/2018(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DEPUTY EDUCATIONAL OFFICER, KOTTAYAM-686 001. 4 THE DISTRICT EDUCATIONAL OFFICER, KOTTAYAM, KERALA-686 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOTTAYAM-686 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 DEVI VILASAM PUBLIC SCHOOL, KUMARANELLOOR P.O.KOTTAYAM, REPRESENTED BY ITS MANAGER. W.A.No.173 of 2019 & - 538 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 539 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.602 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22785/2017(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP. BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS DPI, VAZHUTHACAUD, THIRUVANANTHAPURAM-

695 014. 3 THE DISTRICT EDUCATION OFFICER PALA, KOTTAYAM-686 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST.GEORGE ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS MANAGER, MANNARKUNNU, SREEKANDAMANGALAM P.O., ATHIRAMPUZHA, KOTTAYAM, KERALA-686 562. RUN BY ST. GEORGE EDUCATION AND CHARITABLE TRUST. W.A.No.173 of 2019 & - 540 - 2 CENTRAL BOARD OF SECONDARY EDUCATION SHIKSHA KENDRA, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 092. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 541 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.603 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 14065/2018(G) OF HIGH COURT OF KERALA APPELLANT/S: 1 ASSISTANT EDUCATIONAL OFFICER, KOZHIKODE, PIN-673001. 2 DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE-673001. 3 DISTRICT EDUCATIONAL OFFICER, KOZHIKODE-673001. 4 DISTRICT COLLECTOR, KOZHIKODE, PIN-673001.

5 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-PIN-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 A.K.BALAGANGADHARAN, AGED 73 YEARS S/O. KANNAN NAIR, CHAIRMAN, BHAVANS BALAMANDIR, BHARATHIYA VIDHYA BHAVAN, KOZHIKODE KENDRA, CHALAPPURAM P.O,KOZHIKODE DISTRICT. W.A.No.173 of 2019 & - 542 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,

COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 1/2019 IN WA 603/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 543 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.604 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18335/2017(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2 DIRECTOR OF PUBLIC INSRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KASARAGOD-671121.

4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, BEKAL, KASARAGOD-673121. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MINHAJ PUBLIC SCHOOL, KUNIYA, PERIYA P.O, KASARGOD, KERALA, REPRESENTED BY ITS MANAGER, MUHAMMED AHAMED. 2 MUHAMMED AHAMED, AGED 45 YEARS, S/O.B.K. MUHAMMED, B.K. FAMILY, KUNIYA, PERIYA P.O, KASARGOD DISTRICT. W.A.No.173 of 2019 & - 544 -

3 ADDL.R3-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092- ADDL.3RD RESPONDENT IS IMPLAEDDED AS PER ORDER DATED 26.02.2019 IN I.A.NO.1/2019 IN W.A.NO.604/2019 SRI.BABU KARUKAPADATH SRI.K.M.FAISAL (KALAMASSERY) SRI.AVINASH P RAVEENDRAN SMT.M.A.VAHEEDA BABU

SRI.P.U.VINOD KUMAR SMT.ARYA RAGHUNATH THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 545 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.605 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 4809/2018(A) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001 3 THE DISTRICT EDUCATIONAL OFFICER,THIRUVALLA, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA, PATHANAMTHITTA DISTRICT - 689 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 ST. THOMAS MARTHOMA SCHOOL, SITUATED AT NIRANAM, P.O. NIRANAM CENTRAL, PATHANAMTHITTA DISTRICT-689 629. REPRESENTED BY ITS MANAGER REV. FR. T. SAMUEL, AGED 64 YEARS, S/O LATE THOMAS. (RESIDING AT PARSONAGE, ST. THOMAS MARTHOMA CHURCH, NIRANAM P.O., NIRANAM CENTRAL, PATHANMATHITTA DISTRICT-689 629) W.A.No.173 of 2019 & - 546 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 547 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.606 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 25490/2017(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS OFFICE OF THE DPI, JAGATHI, THIRUVANANTHAPURAM-695 014. 3 DEPUTY DIRECTOR OF EDUCATION KOZHIKODE DISTRICT-670 001. 4 THE ASSISTANT EDUCATIONAL OFFICER OFFICE OF THE AEO, THAMARASSERY, KOZHIKODE DISTRICT-673 523. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER NUSRATH HIGHER SECONDARY SCHOOL, PARAPPANAPOYIL, THAMARASSERY, KOZHIKODE DISTRICT-673 573. W.A.No.173 of 2019 & - 548 - 2 ADDL. R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092..... (2ND RESPONDENT IS IMPLEADED AS PER ORDER DATED 26.2.2019 IN IA 1/2019). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 549 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.607 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 33055/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO

GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM-695 001. 2 THE DEPUTY DIRECTOR OF
EDUCATION ERNAKULAM, THRIKKAKARA CIVIL STATION, KOCHI-682 030. 3
THE ASSISTANT DISTRICT EDUCATIONAL OFFICER VYPIN, EDAVANAKAD
(P.O), KOCHI-682 502. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL
SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR
GOVERNMENT PLEADER RESPONDENT/S: 1 K.S.BINOY, MANAGER,
VIVEKANANDA PUBLIC SCHOOL, THEKKENMALIPURAM, AZHEEKAL (P.O),
KOCHI-682 508 2 ADDL.R2.SECRETARY(AFFILIATIN), CENTRAL BOARD OF
SECONDARY EDUCATION, CBSC BHAVAN, SHIKSHA KENDRA, 2,
COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (IMPLEADED AS
ADDITIONAL 2ND RESPONDENT AS PER THE

ORDER DATED 26/2/2019 IN I.A.NO.2/2019 IN

W.A.607/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-
2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON
12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 550 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.608 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 7761/2018(U) OF HIGH COURT OF KERALA
APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, DEPARTMENT
OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM 695
001. 2 THE DEPUTY DIRECTOR OF EDUCATION, IDUKKI DISTRICT - 685 584.
3 THE ASSISTANT EDUCATIONAL OFFICER, ADIMALY. IDUKKI DISTRICT 685
561. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF,
SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 THE MANAGER, ST. MARYS L.P. SCHOOL,

KONNATHADY P.O., PONMUDY, IDUKKI DISTRICT 685 563.

2 ADDL.R2 SECRETARY, AFFILIATION, CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA-2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092.

ADDITIONAL R2 AS ABOVE IS IMPLEADED AS PER ORDER

DATED 26.2.2019 IN IA 2/2019 IN WA 608/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 551 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.609 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 23053/2017(F) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS THIRUVANANTHAPURAM-695 001.
3 DISTRICT EDUCATIONAL OFFICER CIVIL STATION, KANNUR-670 002. 4 DISTRICT EDUCATIONAL OFFICER CIVIL STATION, TALAIPARAMBA-670 141.
5 DISTRICT EDUCATIONAL OFFICER CIVIL STATION, VADAKARA, KOZHIKODE DISTRICT-673 101. 6 DISTRICT EDUCATIONAL OFFICER MINI CIVIL STATION, THALASSERY-670 101, KANNUR DISTRICT 7 ASSISTANT EDUCATIONAL OFFICER ANNUR ROAD, PAYYANNUR, KANNUR DISTRICT, KERALA, PIN-670 307. W.A.No.173 of 2019 & - 552 - 8 ASSISTANT EDUCATIONAL OFFICER IRITTY, KANNUR DISTRICT, KERALA, PIN-670 002.
9 ASSISTANT EDUCATIONAL OFFICER KANNUR NORTH, KANNUR DISTRICT, KERALA, PIN-670 002.

10 ASSISTANT EDUCATIONAL OFFICER THALASSERY SOUTH, T.C.ROAD, THALASSERY, KANNUR DISTRICT, KERALA, PIN-670 002. 11 ASSISTANT EDUCATIONAL OFFICER KOYILANDY P.O., KOYILANDY, KOZHIKODE DISTRICT, KERALA, PIN-673 305. 12 ASSISTANT EDUCATIONAL OFFICER MADAYI, PAZHAYANGADI P.O. 670 303. 13 ASSISTANT EDUCATIONAL OFFICER MATANNUR P.O., KANNUR DIST., KERALA, PIN-670 702.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, PROGRESSIVE ENGLISH SCHOOL, KOODLI P.O., KANNUR DISTRICT, PIN-670 309. 2 MANAGER, ALLAMA MUHAMMED IQBAL MEMORIAL ENGLISH SCHOOL, KOYAPPRA, KUNHIMANGALAM, KANNUR, PIN-670309. 3 MANAGER BADARIYA ENGLISH MEDIUM SCHOOL, ETTIKULAM P.O., ETTIKULAM, RAMANTHALI, KANNUR DISTRICT, KERALA - 670 308. 4 MANAGER UNIQUE ENGLISH NURSERY AND L.P.SCHOOL, MEETHALAPEEDIKA P.O., DHARMADAM, PIN-670101, THALASSERY, KANNUR 5 MANAGER, LITTLE STAR ENGLISH SCHOOL, KAKKAYANGAD, NEAR VILLAGE OFFICER, KAKKAYANGAD P.O., PIN-670 673

W.A.No.173 of 2019 & - 553 - 6 MANAGER LITTLE LIONS ENGLISH MEDIUM SCHOOL, KAPPAD P.O., PIN-673 304, KOZHIKODE 7 MANAGER CHOVVA ENGLISH MEDIUM L.P.SCHOOL, CHAVVA P.O., KANNUR DISTRICT, PIN-670 006. 8 MANAGER LITTLE FLOWER ENGLISH MEDIUM SCHOOL, TALIPARAMBA P.O., PARIAYARAMM, KANNUR, PIN-670 502. 9 MANAGER HAPPY KIDS ENGLISH MEDIUM SCHOOL, KUTTIKKOL, TALIPARAMBA, KANNUR, PIN-670 562.

10 ADDL.R10. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R10 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 1/19.)

SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 554 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.610 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34759/2017(T) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695 001 3 THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR-680 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE WELCARE ENGLISH SCHOOL, SITUATED AT CHOWALLOOR, KANDANASSERY POST, KARIYANOOR IN THRISSUR DISTRICT- 680 102, REPRESENTED BY ITS MANAGER MRS. RASHIDHA AJEEZ, W/O MR.ABDUL AJEEZ, RESIDING AT AMBALATHUVEETIL, OPPOSITE A.L.P.SCHOOL, IRINGAPURAM P.O., PUTHENPALLI (VIA), THRISSUR DISTRICT-680 103. W.A.No.173 of 2019 & - 555 - 2 ADDL.R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092..... (ADDL. 2ND RESPONDENT IS IMPEADED AS PER ORDER DATED 26.2.2019). THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 556 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.611 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 2889/2018(I) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001 2 THE DISTRICT EDUCATIONAL OFFICER, THALIPARAMBA, PIN 670 141 3 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ENGLISH VALLEY PUBLIC SCHOOL, PEDAYANKODE, PERUMANNU, IRIKKUR (PO), KANNUR DISTRICT, PIN - 670 593. W.A.No.173 of 2019 & - 557 -

2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 558 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.612 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 38024/2017(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT,

THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM- 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM 691 506. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM 691 506. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 ST.THOMAS ENGLISH MEDIUM SCHOOL, REP/BY ITS HEADMISTRESS, ELAMADU P.O.AYOOR, KOLLAM-PIN 691 533. W.A.No.173 of 2019 & - 559 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110 301. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 560 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.613 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 30822/2017(C) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, CHALAKUDY, THRISSUR-680307. 4 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, CHAVAKKAD, THRISSUR DISTRICT-680506. 5 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, VADAKKANCHERRY-680582. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, ST.JOSEPH'S CMI LP SCHOOL,

CHELAKKARA, PANGARAPPILY, THRISSUR-680586. W.A.No.173 of 2019 & - 561 -

2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 562 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.614 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 24738/2017(N) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE , REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 029 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM. 4 THE ASSISTANT EDUCATIONAL OFFICER, KOLLAM. 5 THE ASSISTANT EDUCATION OFFICER, KUNDARA. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, TOTS N TOYS, PUNNAMUKKU, KUNDARA P.O. KOLLAM 691 501. 2 MANAGER, BISHOP JEROME ENGLISH MEDIUM SCHOOL, ERAVIPURAM P.O.KOLLAM-691 011. W.A.No.173 of 2019 & - 563 - 3 ADDL.R3. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R3 IS

IMPLEADED AS PER

ORDER DATED 08.07.2019 IN IA 1/19.)

BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 564 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.615 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7571/2018(V) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEXE 11, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM-695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 014 4 THE DISTRICT EDUCATIONAL OFFICER, NEYYATTINKARA, THIRUVANANTHAPURAM DISTRICT 5 THE ASSISTANT EDUCATIONAL OFFICER, PARASSALA, THIRUVANANTHAPURAM DISTRICT SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER/PROVINCIAL SUPERIOR, S.H. SAHRUDAYA ENGLISH MEDIUM SCHOOL, AMBOORI, (RUN BY CORPORATE EDUCATIONAL AGENCY OF SACRED HEARD CONGREGATION ST. MATHES PROVINCIAL HOUSE, PAREL, CHANGANACHERRY. W.A.No.173 of 2019 & - 565 - 2 ADDL.R2 SECRETARY, AFFILIATION, CENTRAL BOARD OF SECONDARY EDUCATION, CBSC BHAVAN, SHIKSHA KENDRA 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI 110 092, IMPLEADED AS ADDITIONAL 2ND RESPONDENT AS PER THE

ORDER DATED 26/2/2019 IN I.A. NO. 2/19 IN W.A. NO.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 566 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.616 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10015/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM 695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION, EDUCATION DEPARTMENT, KOZHIKODE 673 001. 4 THE ASSISTANT EDUCATIONAL OFFICER, EDUCATION DEPARTMENT, KOZHIKODE CITY, KOZHIKODE-673 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ISLAHIYA PREPARATORY ENGLISH SCHOOL PANNIYANKARA, NEELICHIRA ROAD, KALLAYI P.O.KOZHIKODE, REPRESENTED BY ITS SECRETARY, C.A.ABDUL NAZAR,PIN-673003. W.A.No.173 of 2019 & - 567 - 2 (ADDL-R2) SECRETARY(AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN,SHIKSHA KENDRA,2,COMMUNITY STREET, PREET VIHAR,NEW DELHI-110092

(ADDITIONAL R2 AS ABOVE IS IMPEADED AS PER ORDER

DATED 26.02.2019 IN IA.2/2019 IN WA.616/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE

FOLLOWING: W.A.No.173 of 2019 & - 568 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.617 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 27048/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KEALA, REP. BY ITS THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE, KOZHIKODE DISTRICT 673 502. 3 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE AEO, KODUVALLY, KOZHIKODE DISTRICT 673 572 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 THE SERETARY, MURSHIDUL ANAM SANGAM, EAST KIZHAKOTH, P.O.KIZHAKOTH, KOZHIKODE DISTRICT-673 572. 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 2/19.)

BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 569 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.618 OF 2019 AGAINST THE

ORDER/JUDGMENT IN WP(C) 12328/2018(M) OF HIGH COURT OF KERALA
APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY SECRETARY
TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE
DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695012. 4
THE DISTRICT EDUCATIONAL OFFICER, NEYYATTINKARA,
THIRUVANANTHAPURAM-695121. 5 THE ASSISTANT EDUCATIONAL
OFFICER, NEYYATTINKARA, THIRUVANANTHAPURAM-695121.
SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER RESPONDENT/S: 1 THE MANAGER, ST. MARYS HIGH SCHOOL,
MARIYAPYRAM, P.O. AMARAVILA, THIRUVANANTHAPURAM-695122.
W.A.No.173 of 2019 & - 570 - 2 ADDL.R2-SECRETARY (AFFILIATION)
CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA
KENDRA, 2 COMMUNITY STREET, PREET VIHAR, NEW DELHI- 110092.(
ADDL R2 IMPEADED AS PER PER

ORDER DATED 26.02.2019 IN IA NO. 2/2019 IN W.A.NO

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG
WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019
DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 571 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.619 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 19292/2017(J) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY,
GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 039 2
THE DIRECTOR OF PUBLIC INSTRUCTIONS , THIRUVANANTHAPURAM-695
001. 3 THE DISTRICT EDUCATIONAL OFFICER, ALUVA-683 101 4 THE

ASSISTANT EDUCATION OFFICER, ERNAKULAM0682 016. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, PEACE INTERNATIONAL SCHOOL, THATHAPALLY, MANNAM P.O., NORTH PARAVUR, ERNAKULAM- 683 520. W.A.No.173 of 2019 & - 572 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI - 110092. (ADDL.R2 IS IMPEADED AS PER

ORDER DATED 08.07.2019 IN IA 1/19.)

BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 573 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.620 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7750/2018(P) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY THE SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DISTRICT EDUCATIONAL OFFICE, ATTINGAL, THIRUVANANTHAPURAM 695 101. 3 THE DISTRICT OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, ATTINGAL, THIRUVANANTHAPURAM DISTRICT 695 101. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, PAPPINISSERY P.O, KALLUASSERY, KANNUR DISTRICT 670 014. 5 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT

EDUCATIONAL OFFICER, KANNUR NORTH, KANNUR DISTRICT 670 014. 6 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, BEKKAL P.O, BEKKAL, KASARAGOD DISTRICT 671 318. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 574 - RESPONDENT/S:

1 AL FAJER PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER MR.AM SHAKIR, AGED 60 YEARS, S/O. LATE ABDUL HAMID, PERUMATHARA, THIRUVANANTHAPURAM DISTRICT 695 303 (RESIDING AT KUNNUVILAKOM HOUSE, PERUMATHARA, THIRUVANANTHAPURAM DISTRICT 695 303) 2 HIRA ENGLISH SCHOOL, REPRESENTED BY ITS MANAGER MR. MOHAMED RAZIK K, HIRA CENTRE P.O, CHELAD, KANNUR DISTRICT 670 014 (RESIDING AT HIRA MAHAL, CHELAD, KANNUR DISTRICT 670 014.) 3 KAOSER MODEL ENGLISH SCHOOL, REPRESENTED BY ITS MANAGEER, MR. AMEERUDEEN P.P, AGED 64 YEARS, S/O. HASSAN KUNHI, NALUVAYAL, KANNUR DISTRICT 670 003(RESIDING AT FARESAS, C.H.M NAGAR, P.O THAYYIL, KANNUR DISTRICT 670 003. 4 BEKAL INTERNATIONAL SCHOOL, REPRESENTED BY ITS MANAGER MR. P.A MOIDU, AGED 65 YEARS, S/O. AHAMED, PAKKAM P.O, VELUTHOLI, PALLIKERE-PERIYA ROAD, KASARAGOD DISTRICT 671 316. RESIDING AT, BLOSSOM, PALLIPPUZHA, P.O BEKAL, KASARAGOD DISTRICT 671 316. 5 ADDL.R5-SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI- 110092.(ADDL R5 IMPEADED AS PER ORDER

DATED 26.02.2019 IN IA NO. 2/2019 IN W.A.NO. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 575 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.621 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18028/2017(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER, KASARAGOD, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER KASARAGOD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD -671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 IBRAHIM PERUMBALA, S/O.ABDULLA, PRESIDENT, KEEZHAR JUMA MASJID COMMITTEE, UNIVERSAL ENGLISH MEDIUM SCHOOL, ULLIYATHADUKKA SHERIBAGILU (P.O.), KASARAGOD DISTRICT-671124. W.A.No.173 of 2019 & - 576 - 2 ADDL. R2- SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED 26.02.2019 IN I.A.NO.2/2019 IN WA.621/2019.) BY ADV. SRI.M.SASINDRAN THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 577 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.622 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7186/2018(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY

TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM-695014. 3 THE DISTRICT EDUCATIONAL OFFICER, DISTRICT EDUCATIONAL OFFICER, KOLLAM-691001. 4 THE ASSISTANT EDUCATIONAL OFFICER, CHAVARA P.O., KOLLAM-691583. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, AL-AMEEN PUBLIC SCHOOL, MUKUNDAPURAM, KOTTUKAD, CHAVARA-691585, KOLLAM DISTRICT. W.A.No.173 of 2019 & - 578 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO. 1/2019 IN W.A NO 622/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 579 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.623 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34907/2017(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOTTARAKKARA, KOLLAM-691506. 4 THE ASSISTANT EDUCATIONAL OFFICER, VELIYAM, KOLLAM-691540. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1

ST.MARYS, BETHANY ENGLISH MEDIUM SCHOOL, REPRESENTED THROUGH ITS MANAGER, MOTHER PROVINCIAL BETHANY SISTERS PROVINCIALATE, P.O. NALANCHIRA, THIRUVANANTHAPURAM-695015. W.A.No.173 of 2019 & - 580 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 581 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.624 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18129/2017(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE ASSISTANT EDUCATIONAL OFFICER HOSDURG, KASARAGOD DISTRICT-671121. 2 THE DISTRICT EDUCATIONAL OFFICER, KANHANGAD, KASARAGOD DISTRICT-671121. 3 THE DEPUTY DIRECTOR OF EDUCATION, KASARAGOD-671121. 4 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001.

5 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, SECRETARIAT, THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 K.G.PRABHAKARAN SECRETARY, SREENARAYANA EDUCATION SOCIETY AND MANAGER, SREE NARAYANA EDGLISH MEDIUM SCHOOL P.O, KANHANGAD SOUTH, KASARAGOD DISTRICT-671531. W.A.No.173 of 2019 & - 582 - 2 ADDL. R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,

COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADL. R2 IMPEADED AS PER ORDER DTD.26.02.2019 IN IA.1/2019 IN WA.624/2019. BY ADV. SRI.S.NIRMAL THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 583 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.625 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 17565/2016(U) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE DIRECTOR OF PUBLIC INSTRUCTION THIRUVANANTHAPURAM-PIN-695001. 2 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-PIN-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 T.T.MAMMED KOYA S/O. ASSAN, CRESCENT HOUSE, VENGALAM P.O, KOZHIKODE DISTRICT, PIN-673303. 2 THE MANAGER, TRINITY PUBLIC SCHOOL, ELATHUR P.O, KOZHIKODE DISTRICT-673 303 3 THE MANAGER, JAYCEE MONTESSORI ENGLISH MEDIUM SCHOOL, BEACH ROAD, KOYILANDY, KOZHIKODE DISTRICT-673 305

4 THE MANAGER, PROMISE INTERNATIONAL SCHOOL, ATHOLI P.O, KOZHIKODE DISTRICT-673 315. W.A.No.173 of 2019 & - 584 - 5 THE MANAGER, MES CENTRAL SCHOOL, PAVANGAD, PUTHIYANGADI P.O, KOZHIKODE DISTRICT-673 021 6 THE MANAGER, MARKEZ PUBLIC SCHOOL, ELATHUR P.O, KOZHIKODE DISTRICT-673 303 7 THE MANAGER, MARKAZ PUBLIC SCHOOL, THUVVAKODE P.O, POOKKAD, KOZHIKODE DISTRICT-673 304 8 THE MANAGER, INFANT DALE PUBLIC SCHOOL, THIRUVANGOOR P.O, KAPPAD ROAD, KOZHIKODE DISTRICT-673 318 9 THE MANAGER, IRSHAD

CENTRAL SCHOOL, METHAKANDY P.O, KOZHIKODE DISTRICT-673 305 10
CENTRAL BOARD OF SECONDARY EDUCATION, REGIONAL OFFICE,
KOCHI-682020. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-
07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT
ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 585 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE
HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY
2019 / 21ST ASHADHA, 1941 WA.No.626 OF 2019 AGAINST THE
ORDER/JUDGMENT IN WP(C) 7504/2018(K) OF HIGH COURT OF KERALA
APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO
GOVERNMENT, GENERAL EDUCATION DEPARTMENT,
THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC
INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695006. 3 THE
DEPUTY DIRECTOR OF EDUCATION, MALAPPURAM-676505. 4 THE
ASSISTANT EDUCATIONAL OFFICER, PARAPPANANGADI, MALAPPURAM
DISTRICT-676303. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL
SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER RESPONDENT/S: 1 USHA N., KARALI ENGLISH
MEDIUM SCHOOL KOTTAPADY, VALLIKUNNU NORTH, MALAPPURAM
DISTRICT-673314. W.A.No.173 of 2019 & - 586 - 2 ADDL.R2 SECRETARY
(AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE
BHAVAN,SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW
DELHI-110092. (ADDL.R2 IMPEADED AS PER

ORDER DATED 26/02/2019 IN IA.NO.01/2019)

SRI.K.MOHANAKANNAN SMT.A.R.PRAVITHA THIS WRIT APPEAL HAVING
BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND
CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE
FOLLOWING: W.A.No.173 of 2019 & - 587 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.627 OF 2019

AGAINST THE ORDER/JUDGMENT IN WP(C) 10419/2018(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY, EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 DEPUTY DIRECTOR OF EDUCATION, IDUKKI-686514. 3 ASSISTANT EDUCATIONAL OFFICER, IDUKKI-686514. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 ST. GEORGE E.M. L.P. SCHOOL, VALACODU, IDUKKI, REPRESENTED BY ITS MANAGER, FR.ITY MATHEW, S/O MATHEW, AGED 58 YEARS.

2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO 2/2019 IN W.A NO 627/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 588 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.628 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 27896/2017(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF

PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOZHIKODE-673001. 4 THE ASSISTANT EDUCATIONAL OFFICER, CHEVAYUR-673017. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, IQRAH PUBLIC SCHOOL, PUTHIYANIRATH, ELATHUR P.O., CALICUT-673303. W.A.No.173 of 2019 & - 589 - 2 ADDL.R2-SECRETARY, (AFFILIATION),CENTRAL BOARD OF SECONDARY EDUCATION,CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET,PREET VIHAR, NEW DELHI-110092. (ADDITIONAL R2 IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A NO THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 590 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.629 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9495/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA,, THIRUVANANTHAPURAM 695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM 695 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM 695 001. 5 THE ASSISTANT EDUCATIONAL OFFICER, ATTINAGAL, THIRUVANANTHAPURAM , KERALA, POSTAL CODE 695 103.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 CHRIST NAGAR PUBLIC SCHOOL

REPRESENTED BY ITS MANAGER, VALAKKAD, ATTINGAL, THIRUVANANTHAPURAM, KERALA POSTAL CODE 695 103. W.A.No.173 of 2019 & - 591 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI 110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 592 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.630 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18595/2017(Y) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP. BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 039.

2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURM 695 001. 3 DISTRICT EDUCATIONAL OFFICER, KOLLAM 691 013. 4 ASSISTANT EDUCATIONAL OFFICER, KUNDARA, PIN 691 501, KOZHIKODE DISTRICT. 5 ASSISTANT EDUCATIONAL OFFICER, SASTHAMCOTTA PIN 690 521. 6 ASSISTANT EDUCATIONAL OFFICER, CHATHANNOOR PIN 691 572. 7 ASSISTANT EDUCATIONAL OFFICER, KARUNAGAPPALLY 690 523. 8 ASSISTANT EDUCATIONAL OFFICER, KOLLAM 691 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 593 - RESPONDENT/S: 1 MANAGER, HAPPY HOME ENGLISH MEDIUM SCHOOL, ERAVIPURAM, KOLLAM PIN 691 011. 2 MANAGER, CHACHAJI PUBLIC SCHOOL, EDAKKULANGARA P.O,

KARUNAGAPPALLY, KOLLAM, KERALA PIN 690 523. 3 MANAGER, VIDYATHI RAJA ENGLISH MEDIUM L.P SCHOOL, AYIKUNNAM, SASTHAMCOTTA P.O, KOLLAM PIN 690 521.

4 MANAGER, SREE VIDYADHI RAJA PUBLIC SCHOOL, ANCHALUMMOOD, PERINAD P.O, KOLLAM, 5 MANAGER, HAPPY HOME L.P SCHOOL, AYATHIL, KOLLAM, PIN 691 017. 6 MANAGER, INFANT JESUS SCHOOL, VELLIMON P.O, KUNDARA, KOLLAM, PIN 691 511. 7 MANAGER, LITTLE ROSE PUBLIC SCHOOL, THAZHAM WEST, CHANTHANNOOR P.O, KOLLAM, PIN 691 572. 8 MANAGER, CHINMAYA ENGLISH MEDIUM SCHOOL, KOTTAPPURAM, PARAVOOR P.O, KOLLAM PIN 691 301. 9 MANAGER, MAGREGORIOUS ENGLISH MEDIUM SCHOOL, PORUVAZHY, SASHTAMCOTTA P.O, KOLLAM.

10 MANAGER, ST.MARYS ENGLISH MEDIUM SCHOOL, MANAPALLY NORTH P.O, KARUNAGAPPALLY, KOLLAM DISTRICT, PIN 690 574. SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 594 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.631 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10846/2018(E) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM - 695001. 3 THE DISTRICT

EDUCATIONAL OFFICER, DISTRICT EDUCATIONAL OFFICE, ATTINGAL, THIRUVANANTHAPURAM-695001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, PALODE, PACHA P.O., THIRUVANANTHAPURAM-695001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S:

1 AL RIFA PUBLIC SCHOOL, THOLIKKODE NEDUMANGAD, THIRUVANANTHAPURAM, REPRESENTED BY ITS MANAGER HAJI A. ABDUL RAHUMAN, S/O ABDUL RAZACK NOYAN MANZIL AYATHIL KOLLAM - 695541. W.A.No.173 of 2019 & - 595 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 3/19 IN WA 631/2019. . THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 596 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.632 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 18429/2017(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, COLLECTORATE, THIRUVANANTHAPURAM-695001. 3 DEPUTY DIRECTOR OF EDUCATION, COLLECTORATE, KASARAGOD-671316. 4 THE ASSISTANT EDUCATIONAL OFFICER, BEKAL, KASARAGOD - 671316. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 DR. AMBEDKAR MEMORIAL EDUCATION

TRUST, REPRESENTED BY MANAGER, PERIYA, KASARAGOD DISTRICT-671316. W.A.No.173 of 2019 & - 597 - 2 ADDL. R2. SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDITIONAL R2 IS IMPEADED AS PER ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 598 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.633 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9117/2018(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION GOVERNMENT OF KERALA, THIRUVANANTHAPURAM - 695001. 3 THE DISTRICT EDUCATIONAL OFFICER KOTTAYAM - 686 001. 4 THE DEPUTY DIRECTOR OF EDUCATION KOTTAYAM - 686 001. 5 THE ASSISTANT EDUCATION OFFICER KOTTAYAM - 686 001.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 ST.KURIAKOSE PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, MONIPALLY, KOTTAYAM, KERALA - 686 636. W.A.No.173 of 2019 & - 599 - 2 CENTRAL BOARD OF SECONDARY EDUCATION REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI - 110 301

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019

DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 600 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.634 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34018/2017(B) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REP. BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM - 695039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM - 695001 3 THE DEPUTY DIRECTOR OF EDUCATION CIVIL STATION, PALAKKAD-678 001. 4 THE DEPUTY DIRECTOR OF EDUCATION OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THRISSUR - 680001

5 THE DISTRICT EDUCATIONAL OFFICER OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, PALACE ROAD, THRISSUR-680020. 6 THE ASSISTANT EDUCATIONAL OFFICER ALATHUR, PALAKKAD DISTRICT, PIN-678 541. 7 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, NEAR GOVERNMENT MODEL GIRLS SCHOOL, THRISSUR - 680001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER W.A.No.173 of 2019 & - 601 - RESPONDENT/S: 1 THE MANAGER PROMISE ENGLISH MEDIUM SCHOOL, ANCHUMURI, P. O., PUTHUCODE, PALAKKAD DISTRICT, PIN - 678687. 2 THE PRINCIPAL R.K. ENGLISH MEDIUM SCHOOL, NELLIYAMPADAM ROAD, VARUKUNNU, KANNAMBRA P.O., PALAKKAD DISTRICT, PIN-678 686. 3 THE MANAGER GREEN VALLEY PUBLIC SCHOOL, KEEZHA PUTHUCODE, PALAKKAD DISTRICT, PIN-678 687 4 CLARE JYOTHI L.P. SCHOOL P.O.KANNARA, THRISSUR DISTRICT, PIN-680 652, REPRESENTED BY ITS TEACHER-IN-CHARGE- SMT. SANI THOMAS. 5 ADDL.R5 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R5 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SMT.NIGI GEORGE SRI.T.K.NAVAS SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 602 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.635 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22643/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM 695 001. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KANNUR 670 001.

4 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, MADAYI, PAYAYANGADI 670 303. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, PEACE PUBLIC SCHOOL, EZHOME, PULLANJIDA P.O., PAYAYANGADI, KANNUR 670 303. W.A.No.173 of 2019 & - 603 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.02/2019) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 604 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.636 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 39417/2017(B) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, CHAVAKKAD, THRISSUR DIST., PIN-680506. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, SANJOS PUBLIC SCHOOL, ST.JOSEPH PARISH SHRINE, PAVARATTY, THRISSUR-680507. W.A.No.173 of 2019 & - 605 - 2 ADDL.R2 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R2 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.01/2019) BY ADV. SRI NIRMAL S. (B/O THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 606 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.637 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 10690/2018(I) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691009. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM-691009. 5 THE ASSISTANT EDUCATIONAL OFFICER, KOLLAM-691009. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: GEOMOUNT PUBLIC SCHOOL, REPRESENTED BY ITS MANAGER, VENCHEMPU, KOLLAM, KERALA-691333. SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 607 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.638 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 19649/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS PRINCIPAL SECRETARY, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695034. 3 THE DISTRICT EDUCATIONAL OFFICER, CIVIL STATION, PATHANAMTHITTA-689645. 4 THE ASSISTANT EDUCATIONAL OFFICER, CIVIL STATION, PATHANAMTHITTA -689645.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MULAMOOTTIL CENTRAL SCHOOL, KOZHENCHERRY P.O., PATHANAMTHITTA-689641. W.A.No.173 of 2019 & - 608 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 1/19 IN WA 638/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 609 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.639 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 6528/2018(M) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, SECRETARIAT ANNEX-II, THIRUVANANTHAPIURAM 695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM 695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA 688 001. 4 THE DISTRICT EDUCATIONAL OFFICER, MAVELIKKARA, ALAPPUZHA DISTRICT 690 101. 5 THE ASSISTANT EDUCATIONAL OFFICER, MAVELIKKARA, ALAPPUZHA DISTRICT 690 101. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, MAHATMA PUBLIC SCHOOL P.O, CHENNITHALA, ALAPPUZHA DISTRICT 690 105. W.A.No.173 of 2019 & - 610 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER

DATED 26/2/2019 IN IA 2/19 THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 611 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.640 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5895/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695001. 2 DIRECTOR OF PUBLIC INSTRUCTION, DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695014. 3 DEPUTY DIRECTOR OF EDUCATION, KOZHIKODE-673001. 4 DISTRICT EDUCATIONAL OFFICER, KOZHIKODE-673001. 5 ASSISTANT EDUCATIONAL OFFICER, FEROKE, KOZHIKODE DISTRICT-673631. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 N.S.S. ENGLISH MEDIUM SCHOOL, NALLUR, FEROKE P.O., KOZHIKODE DISTRICT-673301, REPRESENTED BY THE SECRETARY OF THE NALLUR NSS KARAYOGAM COMMITTEE NO.3154, P.K. MURALEEDHARA MENON, S/O K.P. RAMAN MENON, AGED 58 YEARS, KUTTAMBALATH HOUSE, NALLUR, FEROKE P.O., KOZHIKODE DISTRICT. W.A.No.173 of 2019 & - 612 - 2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26/2/2019 IN IA 2/19 IN WA 640/2019. SRI.BABU JOSEPH KURUVATHAZHA SRI.P.T.ABHILASH THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.641 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 32913/2017(L) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION (N) DEPARTMENT, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DEPUTY DIRECTOR OF EDUCATION ERNAKULAM, THRIKKAKKARA CIVIL STATION, KOCHI-682 030. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE EXODUS PUBLIC SCHOOL, (CBSE) SITUATED AT NAZARETH, KOCHI, ERNAKULAM DISTRICT-682 002, REPRESENTED BY ITS ADMINISTRATOR SMT. JOYCE NELSON, AGED 49 YEARS, WIFE OF SHRI. NELSON (DAUGHTER OF SHRI P.A. ANTONY), RESIDING AT PALLIPARAMBIL HOUSE, P.O., AMARAVATHY, KOCHI-682 001. W.A.No.173 of 2019 & - 614 - 2 ADDL.R2. SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.2/2019 IN W.A.NO.641/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 615 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.642 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 20186/2018(W) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REP BY THE SECRETARY TO GOVERNMENT, DEPARTMENT OF GENERAL EDUCATION, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM. 4 THE ASSISTANT EDUCATIONAL OFFICER, KUNDARA, KOLLAM. 5 THE ASSISTANT EDUCATIONAL OFFICER, ANCHAL, KOLLAM. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

RESPONDENT/S: 1 MANAGER, PRIYADARSHINI SCHOOL, EDAVATTOM, VELLIMON P.O, KOLLAM 690 504. 2 MANAGER, VINJAN ENGLISH MEDIUM SCHOOL, PUNUKKONNOOR, PERUMBURZA P.O., KOLLAM-691504. 3 MANAGER, VRINDAVANAM ENGLISH MEDIUM SCHOOL, CHERUMOODU VELLIMON P.O, KUNDARA, KOLLAM 691 511. W.A.No.173 of 2019 & - 616 - 4 MANAGER, JAYA LP SCHOOL, PULLIYATHUMUKKU, KILIKOLLOOR P.O, KOLLAM 691 004. 5 MANAGER, VELANKANNI ENGLISH MEDIUM SCHOOL, KANDACHIRA, MANGAD P.O, KOLLAM 691 015. 6 MANAGER, GEO MOUNT PUBLIC SCHOOL, VENCHEMPU P.O, KOLLAM 691 333.

7 ADDL.R7 SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R7 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.01/2019) THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 617 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.643 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 8432/2018(D) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, JAGATHY, THIRUVANANTHAPURAM 695 034. 3 THE DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR , THIRUVANANTHAPURAM 695 001. 4 THE ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE SUB DISTRICT EDUCATIONAL OFFICE, PARASSALA, THIRUVANANTHAPURAM 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: UDAYA CONVENT SCHOOL, DHANUVACHAPURAM, PARASSALA, THIRUVANANTHAPURAM, REPRESENTED BY ITS MANAGER.PIN CODE-695 502.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 618 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.644 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 38025/2017(C) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA, REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT,

THIRUVANANTHAPURAM-695001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695001. 3 THE DISTRICT EDUCATIONAL OFFICER, KOLLAM-691506, KERALA. 4 THE DEPUTY DIRECTOR OF EDUCATION, KOLLAM-691506. 5 THE ASSISTANT EDUCATION OFFICER, ANCHAL-691306.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 INFANT JESUS ENGLISH MEDIUM SCHOOL, REPRESENTED BY ITS PRINCIPAL MANNOOR, KOLLAM (DIST), KERALA-691311. W.A.No.173 of 2019 & - 619 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PREET VIHAR, NEW DELHI-110301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 620 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.645 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 12360/2018(T) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, DIRECTORATE OF PUBLIC INSTRUCTIONS, JAGATHI, THIRUVANANTHAPURAM 695 014. 3 DISTRICT EDUCATIONAL OFFICER, KOZHIKODE, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, KOZHIKODE DISTRICT 673 573. 4 ASSISTANT EDUCATIONAL OFFICER,

KOZHIKODE CITY, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KOZHIKODE CITY, KOZHIKODE 673 032. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 LITTLE DIAMOND JUNIOR SCHOOL, REPRESENTED BY MANAGER, PAYYANAKKAL, KALLAI P.O., KOZHIKODE 673 003. W.A.No.173 of 2019 & - 621 -

2 ADDL.R2.SECRETARY (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDL.R2 IS IMPEADED AS PER ORDER DATED 26.2.2019 IN I.A.NO.2/2019 IN W.A.NO.645/2019. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 622 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.657 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 9493/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY THE SECRETARY TO THE GOVERNMENT, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM-695 001. 4 THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPURAM-695 011. 5 THE ASSISTANT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM (NORTH)-695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: ST.ANNE'S ENGLISH MEDIUM SCHOOL REPRESENTED BY ITS MANAGER, PALLIMUKKU, PETTAH, THIRUVANANTHAURAM-24, KERALA.

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 623 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.658 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 34294/2017(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM-695 014. 3 THE DEPUTY DIRECTOR OF EDUCATION, PALAKKAD DISTRICT. 4 THE ASSISTANT EDUCATIONAL OFFICER, ALATHUR , PALAKKAD DISTRICT. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 THE MANAGER, ST.MARYS PUBLIC SCHOOL, ANJUMOORTHYMANGALAM, ANJUMOORTHY POST, ALATHUR TALUK, PALAKKAD DISTRICT-678 682. W.A.No.173 of 2019 & - 624 - 2 ADDL.R2 SECRETARY, (AFFILIATION) CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI -110 092. ADDITIONAL R2 IS IMPEADED AS PER THE ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 625 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY

2019 / 21ST ASHADHA, 1941 WA.No.660 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 3298/2018(J) OF HIGH COURT OF KERALA APPELLANT/S: 1 SUB DISTRICT EDUCATIONAL OFFICER PUNALUR, KOLLAM-691 305. 2 DISTRICT EDUCATIONAL OFFICER, PUNALUR, KOLLAM-691 305. 3 THE DEPUTY DIRECTOR, EDUCATION, KOLLAM-691 009.

4 GOVERNMENT OF KERALA REPRESENTED BY SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695 001 SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 SANTHAMMA.D., MANAGER, EDAMON VOCATIONAL HIGHER SECONDARY SCHOOL, EDAMON P.O., PUNALUR ED. DISTRICT, KOLLAM-691 307. W.A.No.173 of 2019 & - 626 -

2 ADDL.R2-SECRETARY (AFFILIATION), CENTRAL BOARD OF SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2, COMMUNITY STREET, PREET VIHAR, NEW DELHI-110 092. ADDITIONAL R2 IS IMPEADED AS PER THE ORDER DATED THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 627 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.662 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 35244/2017(E) OF HIGH COURT OF KERALA APPELLANT/S: 1 STATE OF KERALA REPRESENTED BY ITS SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT ANNEX-II, THIRUVANANTHAPURAM-695 001. 2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, GOVERNMENT OF KERALA, THIRUVANANTHAPURAM-695 001. 3 THE DISTRICT EDUCATIONAL OFFICER, MUVATTUPUZHA-686 661. 4 THE DEPUTY DIRECTOR OF

EDUCATION, ERNAKULAM-682 030, KERALA.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 KING DAVID INTERNATIONAL SCHOOL, REPRESENTED THROUGH ITS MANAGER, VETTOOR, NELLAD P.O., ERNAKULAM DISTRICT-686 669. W.A.No.173 of 2019 & - 628 - 2 CENTRAL BOARD OF SECONDARY EDUCATION, REPRESENTED BY THE CHAIRMAN, SHIKSHA KENDRA, 2, COMMUNITY CENTRE, PRREET VIHAR, NEW DELHI-110 301.

SRI.MANU SRINATH SRI.JOSE ABRAHAM SRI. SANJAY R HEGDE, SR THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 629 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.671 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 22467/2017(G) OF HIGH COURT OF KERALA APPELLANT/S:

STATE OF KERALA REPRESENTED BY THE SECRETARY TO GOVERNMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER RESPONDENT/S: 1 MANAGER, SADGURU PUBLIC SCHOOL PEROOR, PULLUR P.O., ANANDASRAMAM, KASARGOD- 671 531.

2 CENTRAL BOARD OF SECONDARY EDUCATION, AFFILIATION BRANCH SHIKSHA KENRA, 2- COMMUNITY CENTRE, PREET VIAHR, NEW DELHI 110 092 REPRESENTED BY ITS SECRETARY. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND

CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 630 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.672 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 5508/2018(K) OF HIGH COURT OF KERALA APPELLANT/S: 1 THE STATE OF KERALA REPRESENTED BY SECRETARY TO GOVERNMENT, GENERAL EDUCATION DEPARTMENT, GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM 695 001.

2 THE DIRECTOR OF PUBLIC INSTRUCTIONS, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTIONS, JAGATHY, THIRUVANANTHAPURAM 695 034. 3 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THIRUVALLA, PATHANAMTHITTA 689 101. 4 THE DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA, PATHANAMTHITTA 689 101. 5 ASSISTANT EDUCATIONAL OFFICER, OFFICE OF THE ASSISTANT EDUCATIONAL OFFICER, KONNI, PATHANAMTHITTA 689 691. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER. W.A.No.173 of 2019 & - 631 - RESPONDENT/S:

VINEETHA JOHNSON MANAGER, ST. GEORGE PUBLIC SCHOOL, KAIPATTOOR, VALLICKODU VILLAGE, KONNI TALUK, PATHANAMTHITTA DISTRICT, KERALA STATE 689 648. THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 632 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.684 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 7654/2018(F) OF HIGH COURT OF KERALA APPELLANT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPUAM - 695 039. 2 DIRECTOR OF PUBLIC INSTRUCTION, OFFICE OF THE DIRECTOR OF PUBLIC INSTRUCTION, VAZHUTHACAUD, THIRUVANANTHAPUAM - 695 014. 3 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, THIRUVANANTHAPUAM - 695 001. 4 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, PATHANAMTHITTA - 689 645. 5 DEPUTY DIRECTOR OF EDUCATION, OFFICE OF THE DEPUTY DIRECTOR OF EDUCATION, ALAPPUZHA - 688 001. 6 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVANANTHAPURAM - 695 001. 7 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, THIRUVALLA - 689 621, PATHANAMTHITTA DISTRICT. W.A.No.173 of 2019 & - 633 - 8 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, MAVELIKKARA - 690 101, ALAPPUZHA DISTRICT. 9 DISTRICT EDUCATIONAL OFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, PATHANAMTHITTA - 689 654.

10 DISTRICT EDUCATIONAL OFFICER, RANNI - 689 672, PATHANAMTHITTA DISTRICT. 11 DISTRICT EDUCATIONAL OFFICER, KOLLAM - 691 001. 12 ASSISTANT EDUCATIONAL OFFICER, KOZHENCHERRY - 689 641, PATHANAMTHITTA DISTRICT. 13 ASSISTANT EDUCATIONAL OFFICER, KAYAMKULAM - 690 502, ALAPPUZHA DISTRICT. 14 ASSISTANT EDUCATIONAL OFFICER, CHAVARA - 691 583, KOLLAM DISTRICT. 15 ASSISTANT EDUCATIONAL OFFICER, KONNI - 689 691, PATHANAMTHITTA DISTRICT.

SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL.
GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT
PLEADER

RESPONDENT/S: 1 MANAGER, GOOD SHEPHERD CENTRAL SCHOOL,
KOLLA P.O., KARUNAGAPPALLY, KOLLAM - 690 536. 2 MANAGER,
ST.MARY'S MODEL SCHOOL KODAL P.O., PATHANAMTHITTA DISTRICT,
PIN - 689 693. 3 MANAGER, MARTHOMAN VIDYAPEEDOM, NIRANAM P.O,
THIRUVALLA, PATHANAMTHITTA - 689 621. 4 MANAGER, OXFORD SCHOOL,
KANJIPPUZHA, VALLIKUNNAM P.O., ALAPPUZHA - 690 501. W.A.No.173 of
2019 & - 634 -

5 MANAGER, SCIENTIFIC ACADEMY ENGLISH MEDIUM SCHOOL, TOWN
ROAD, VADASSERYKARA P.O., PATHANAMTHITTA- 689 662. 6 CHAIRMAN,
AKSHARAMUTTAM ENGLISH MEDIUM SCHOOL, SCHOOL JUNCTION,
MURINJANKAL P.O., PATHANAMTHITTA DISTRICT - 689 693. 7 MANAGER,
NATH MEMORIAL ENGLISH MEDIUM SCHOOL, NEAR ARMY RECRUITMENT
OFFICE, POOJAPPURA, THIRUVANANTHAPURAM - 695 012.

8 MANAGER, AKSHAYA ENGLISH MEDIUM SCHOOL, CHERUKOLE P.O.,
KOZHENCHERRY, PATHANAMTHITTA - 689 650. 9 MANAGER, MAHATMA
ENGLISH MEDIUM SCHOOL, KATTANAM, PALLICKAL P.O., ALAPPUZHA - 690
503. 10 ADDL.R10 SECRETARY (AFFILIATION) CENTRAL BOARD OF
SECONDARY EDUCATION, CBSE BHAVAN, SHIKSHA KENDRA, 2,
COMMUNITY STREET, PREET VIHAR,

NEW DELHI-110092. (ADDL.R10 IMPEADED AS PER ORDER

DATED 08/07/2019 IN IA.NO.03/2019) SRI.MOHAN JACOB GEORGE
SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI
GEORGE THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-
2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON
12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 635 -

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN & THE HONOURABLE MR.JUSTICE V.G.ARUN FRIDAY, THE 12TH DAY OF JULY 2019 / 21ST ASHADHA, 1941 WA.No.963 OF 2019 AGAINST THE ORDER/JUDGMENT IN WP(C) 39417/2017(B) OF HIGH COURT OF KERALA APPELLANT/S: THE MANAGER, SANJOS PUBLIC SCHOOL, ST.JOSEPH, PARISH SHRINE, PAVARATTY, THRISSUR-680507. SRI.MOHAN JACOB GEORGE SMT.P.V.PARVATHY (P-41) SMT.REENA THOMAS SRI.T.K.NAVAS SMT.NIGI GEORGE RESPONDENT/S:

1 STATE OF KERALA, REPRESENTED BY ITS SECRETARY, GENERAL EDUCATION DEPARTMENT, THIRUVANANTHAPURAM-695039. 2 DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM-695001. 3 DISTRICT EDUCATIONAL OFFICER, OFFICE OF THE DISTRICT EDUCATIONAL OFFICER, CHAVAKKAD, THRISSUR DISTRICT, PIN-680506. SRI.C.P.SUDHAKARA PRASAD, ADVOCATE GENERAL SRI.M.A.ASIF, SPL. GOVERNMENT PLEADER SRI.A.J.VARGHESE, SENIOR GOVERNMENT PLEADER

THIS WRIT APPEAL HAVING BEEN FINALLY HEARD ON 08-07-2019, ALONG WITH WA.173/2019 AND CONNECTED CASES, THE COURT ON 12-07-2019 DELIVERED THE FOLLOWING: W.A.No.173 of 2019 & - 636 - C.R.

JUDGMENT

[WA.173/2019,	WA.1622/2018,	WA.1655/2018,	WA.1932/2018,
WA.2051/2018,	WA.2140/2018,	WA.2284/2018,	WA.2295/2018,
WA.1236/2019,	WA.1237/2019,	WA.256/2019,	WA.261/2019,
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WA.285/2019,	WA.286/2019,	WA.287/2019,	WA.297/2019,
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W.A.No.173 of 2019 & - 637 -

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WA.672/2019, WA.684/2019, WA.963/2019] W.A.No.173 of 2019 & - 638 - Dated this the 12th day of July 2019

JUDGMENT

Vinod Chandran, J.

This batch of appeals are against the judgment of a learned Single Judge in numerous writ petitions filed by the managements. The managements of schools, established and those aspiring to establish one, sought recognition of the Government as mandated under the Right of Children to Free and Compulsory Education Act, 2009 ["RTE Act" for brevity]. A sizeable number are minority institutions. The appeals by the State are with respect to the findings of the learned Single Judge that the "assessment of educational need is only for the purpose of compelling Government or local authority to establish schools and not as a pre-condition for establishing such schools" (sic) (para 10). There were also contentions raised with respect to the guidelines framed by the State, which stood modified by the learned Single Judge in the review petitions filed. The State is not challenging those findings, since a Division Bench, while admitting the appeals, directed the State Government to consider the recognition based on the norms appealable to the respective Boards, like CBSE, ICSE, etc. The Government has conceded to that position and has W.A.No.173 of 2019 & - 639 - also issued Circulars in accordance with that.

2. The appeals by the minority institutions assail

the findings of the learned Single Judge, which puts such institutions at par with others, on the aspect of compliance of the various conditions stipulated in the notification and the RTE Act. They assert, they are totally absolved from the provisions of that Act by virtue of the protection under Article 30(1) of the Constitution of India.

3. The learned Advocate General C.P Sudhakara

Prasad, argued based on the documents produced in W.A.Nos.173 of 2019 and 363 of 2019. It is pointed out that a total of 796 applications for recognition were received from managements who wish to affiliate their schools with CBSE. The District Educational Officer ["DEO" for brevity] considered the same and rejected 534 applications, while recommending 262. The Director of Public Instruction ["DPI" for short] found that out of the recommended schools, 134 schools had prior recognition. 52 were defective applications, which were directed to be rectified. 56 applications were recommended by the DPI. As far as the recognition for schools seeking affiliation to the State Board, 371 were received, which are under W.A.No.173 of 2019 & - 640 - process. It is submitted by the learned Advocate General that all these applications would be considered based on the respective norms for affiliation. There would be no consideration of educational need as provided in the Rules with respect to these applications.

4. However, the learned Advocate General would

assert that in the coming years there is a requirement to consider the educational need in processing the applications as prescribed under the Rules. The learned Advocate General specifically takes us to Rule 14(14) of the Kerala Right of Children to Free and Compulsory Education Rules, 2011 [hereinafter referred to as "Kerala Rules of 2011"], which speaks of conforming to the norms and standards specified in the Schedule and those mentioned in these Rules and the proven educational need of the locality in which the school is proposed, as revealed from the school mapping carried out by the authorized agency, certified by the local authority and the Assistant Educational Officer ["AEO" for brevity]. This prescription is as allowed under Section 30 of the RTE Act. The educational need definitely has to be assessed by the authorities under the Government, failing which there would be mushrooming of schools which is not conducive to W.A.No.173 of 2019 & - 641 - provision of better education. The State while conceding to the mandate insofar as the RTE Act to provide education in the event of there being insufficiency of primary schools also asserts its power to reject the applications if there is a saturation of the educational need.

5. The learned Advocate General relies on the

decision of a learned Single Judge reported in *Manager, LPGS, Veliyam, Kollam v. State of Kerala* [2015 (3) KHC 703], which has been approved by a Division Bench, also confirmed by the Hon'ble Supreme Court. According to the learned Advocate General, the impugned judgment requires interference insofar as finding that the educational need cannot be a criteria for rejecting an application for recognition. The Government, for the purpose of consideration of applications for recognition, insists on

compliance with the Schedule to the RTE Act, the guidelines

of the respective Boards and the educational need of the locality or a neighbourhood. The learned Advocate General also refers to Government Order dated 01.03.2019, produced as Annexure-I in W.A.No.173 of 2019 along with the statement dated 30.05.2019, as a reference point, resorted to for the consideration of applications from managements of schools desiring to get affiliation in Boards other than W.A.No.173 of 2019 & - 642 - the State Board. Government Order dated 22.05.2019, produced in W.A.No.363 of 2019 as Annexure A1, has the stipulations with respect to schools seeking recognition with intention of affiliating with the State Board. The learned Advocate General specifically points out that the policy of the Government in the applications now pending before it and considered as per the directions of the Division Bench, is more of grant and not rejection; without looking at educational need. However, the future applications would be only in consonance with the Rules and after reckoning the educational need in any neighbourhood or locality.

6. Learned Senior Counsel Sanjay R. Hegde,

appearing for the Association of schools joins issue with the State even on the question of recognition on the basis of the norms of the affiliating body. It is the submission of the learned Senior Counsel that the RTE Act provides a Schedule, which alone has to be looked at for the purpose of granting recognition. The State cannot add or subtract from it. Section 18 of the RTE Act is very clear insofar as providing for verification of the matters in the Schedule alone while considering a recognition. The RTE Act provides for recognition on the basis of the stand alone Schedule. W.A.No.173 of 2019 & - 643 - The intention of bringing in the RTE Act

itself was to make operational the principles enshrined in Article 21A of the Constitution and ensure free and compulsory primary education on minimum standards prescribed in the Act. The Government Orders as pointed out by the learned Advocate General; confuse recognition with affiliation norms, which cannot be. The learned Senior Counsel also makes a reservation insofar as the Government Orders pointed out by the Government being subject of consideration before the learned Single Judge in separate writ petitions filed by the managements.

7. On the question of educational need, the

learned Senior Counsel would contend that while the RTE Act mandates the Government to provide education where there is insufficiency, it does not speak of a saturation of the educational need. The Government by making a prescription with respect to educational need, which is alien to the RTE Act, cannot thrust upon the students the notions of education which the Government harbours; which cannot even fall under the ambit of a policy. The student and parent has the ultimate say and has to be provided with the widest options available even with respect to private education. The State cannot provide a fetter on the ground of W.A.No.173 of 2019 & - 644 - educational need which would in fact interfere with the tenor and purport of Article 21A, which is a fundamental right; the implementation of which is the very intention of the RTE Act.

8. On the question of minority institutions, the

learned Senior Counsel would submit that it is more as a precautionary measure that the appeals are filed; especially when a Constitution Bench of the Hon'ble Supreme Court has categorically held that the RTE Act has no application to the minority institutions. The learned Senior Counsel would specifically assail the statement made by the learned Single Judge in paragraph 12 that the issue considered by the Supreme Court in *Pramati Educational and Cultural Trust v. Union of India* [2014 (2) KLT 547 (SC)] is particularly confined to Section 12(1)(c) of the RTE Act and with regard to the definition of 'school' as referred under Section 2(n)(iv). The ratio of the decision of the Hon'ble Supreme Court is confined to the challenge made to the aforesaid provisions, was the categorical finding.

However, a reading of the judgment would show that the Hon'ble Supreme Court has specifically held that the RTE Act itself would not apply to a minority institution, whether it be aided or unaided. It is pointed out that this W.A.No.173 of 2019 & - 645 - aspect would be argued by the various parties when the challenge to the Government notifications, now produced before this Court dated 01.03.2019 and 22.05.2019, which adopt a different principle from that adopted by the learned Single Judge in the review are heard. It is argued that the observations of the learned Single Judge as to the decision in Pramati Educational and Cultural Trust being confined to admission of students from marginalized sections of the society and disadvantageous groups be set aside and the issue be kept open.

9. Sri.Mohan Jacob George, who appears in many of

the appeals filed by the institutions - all minority institutions - treads a different path from that taken by the learned Senior Counsel who appears for the Association of Schools. The learned Counsel would first point out that the order in review is incompetent. The judgment was never taken up by the State in review in all the writ petitions. A single review was filed and all the disposed off writ petitions were posted together without even serving a copy of the review petition on the other writ petitioners. In such circumstances, the learned Single Judge could not have passed an order on review and made it applicable to the other writ petitions; in which a judgment had already been W.A.No.173 of 2019 & - 646 - passed and no review filed by the State. In the solitary review petition, the Government had produced a set of guidelines, which have been modified to some extent by the learned Single Judge. The learned Counsel would submit that the order in review, in any event, has to be set aside. The common judgment taken in the batch of writ petitions is assailed on the aspect of the effect of the RTE Act to the minority institutions.

10. It is pointed out by the learned Counsel that

a three-Judge Bench of the Hon'ble Supreme Court in Society for Un- aided Private Schools of Rajasthan v. Union of India [(2012) 6 SCC 1] held that the RTE Act will not be applicable to unaided minority schools. Later, there was a reference made by another Bench, which culminated in the decision in Pramati Educational

and Cultural Trust. The Larger Bench of five learned Judges, in that decision upheld the earlier decision insofar as it held that the RTE Act would not be applicable to unaided minority institutions. However, with respect to aided minority institutions also, the Larger Bench held that the RTE Act would not be applicable. This settles the issue insofar as the minority institutions are concerned and there can be no mandate of a recognition under the RTE Act of 2009 insofar W.A.No.173 of 2019 & - 647 - as minority institutions.

11. It is the further case of Sri.Mohan Jacob

George that there are many schools established and administered by minority institutions which cater to the marginalized sections of society and disadvantageous groups alone; that too of the minority community. They only cater to elementary education and in many cases children do not go beyond the elementary school. The attempt is to at least provide elementary education to such sections of society and they cannot be directed to affiliate to one or other Board, which mandate also arise only under the RTE Act. There is nothing other than the RTE Act and the Rules framed by the State to prohibit such minority institutions

from carrying on the elementary education, on a syllabus

devised by themselves or adopted either from the NCERT or SCERT, but requiring no affiliation in any of the Boards existing within the country. The said schools also could seek a switch over and seek for affiliation at a later stage. They cannot be asked to close down merely under the provisions of the RTE Act. These students, when it is possible for them, after elementary education, seek further education under various systems existing in the country which do not provide for any stringent terms of W.A.No.173 of 2019 & - 648 - affiliation. For example, the National Institute of Open Schooling, under the Ministry of Human Resources Development, Government of India is one such mode. It is also argued that there are other Boards recognized universally, but not having a formal recognition within India under whom, systems of education are carried on which are recognized by the Universities in the country and the State. We notice immediately that there is not even one appeal pointed out by the learned Counsel where the appellant-institution is affiliated to such a Board.

12. At the outset, we have to note that we are, in

all these matters, concerned only with elementary education, which alone is regulated by the provisions of the RTE Act, including a mandate as to recognition for schools carrying on elementary education within the country. We also have to find that the order in a solitary review petition is incompetent. It is argued by the learned Advocate General that all the writ petitions which were disposed of by the impugned judgment were posted along with the review petition. The review in one writ petition, cannot regulate the issue in the other writ petitions, where judgment rendered has become final, against which now appeals are filed. We would not say anything further of the W.A.No.173 of 2019 & - 649 -

order on review, since as of now the guidelines framed by

Government and placed before the learned Single Judge, for the purpose of considering recognition of schools and modified by the learned Single Judge, is not relied on by the Government. The Government has gone by the interim

order passed in the Writ Appeals, which directed

consideration of the recognition on the basis of the norms existing for affiliation with the respective Boards. The

order in review, is irrelevant, as of now.

13. The Government Orders dated 01.03.2019 and

22.05.2019 produced as Annexure-I respectively in W.A.No.173 of 2019 and W.A.No.363 of 2019, are challenged in subsequent writ petitions pending before the learned Single Judge. Wherever the Government has rejected the applications, the affected managements would have to challenge the same, being a fresh cause of action. Hence, it may not be proper for us to consider whether the Government Orders and the terms noticed therein are sustainable. Suffice it to observe that we are of the opinion that the consideration in accordance with the terms of affiliation cannot be faulted. In this context, we notice the judgment of the

Hon'ble Supreme Court in State of Kerala & Another v. Mythri Vidya Bhavan English Medium W.A.No.173 of 2019 & - 650 - School & Others [AIR 2018 SC 2258]. Therein, a guideline of the State Government requiring a minimum of three acres of land for obtaining a No Objection Certificate [NOC] to establish a CBSE school was struck down along with the prescription of a minimum of 300 students, holding the conditions to be onerous, arbitrary and totally lacking in any rationale.

14. Mythri Vidya Bhavan E.M.S proceeds on the

finding that the CBSE having done its home work well, has taken a pragmatic view of the requirement of land, considering the terrain of the locations in the various States. It was not open for the State Government to prescribe a condition in addition to or in excess of that prescribed by the CBSE. It was also noticed that the Government schools in the State did not satisfy either of the conditions of extent of land and minimum student strength; which also did not provide the facilities the private managements were providing. The Court specifically referred to the ground of mushrooming schools, raised by the State there too; to reject establishment of Schools with affiliation to the CBSE. It was held; that admitted fact only indicated the public education system run by the Government, to be wanting and lacking the desired quality W.A.No.173 of 2019 & - 651 - of education. The State Government was found to have no such authority to make additions to these conditions, in excess of that prescribed by the affiliating body. There the State had required a minimum extent of 3 acres of land while the affiliation norms of the CBSE required only 2 acres. Here, the State has agreed to follow and look at the affiliation norms in considering recognition under the RTE Act.

15. We cannot ignore the contention raised by the

learned Senior Counsel appearing for the Associations that recognition and NOC are distinct concepts. The learned Advocate General for the State submits that, according to the Government it is one and the same especially when the terms of affiliation are verified by the State along with the educational need to grant recognition as directed by this Court. The Association of Schools, however, submit that in granting recognition what the State has to verify is only whether the school complies with the conditions in the Schedule of the Act. It has also been argued

that Section 18 of the RTE Act mandates the stipulations in the Act and Schedule alone to be verified. We cannot accept the said contention looking at Section 18(1) and (2), which are extracted hereunder: W.A.No.173 of 2019 & - 652 -

"18. No school to be established without obtaining certificate of recognition.- (1) No school, other than a school established, owned or controlled by the appropriate Government or the local authority, shall, after the commencement of this Act, be established or function, without obtaining a certificate or recognition from such authority, by making an application in such form and manner, as may be prescribed.

(2) The authority prescribed under

sub-section (1) shall issue the certificate of recognition in such form, within such period, in such manner, and subject to such conditions as may be prescribed: Provided that no such recognition shall be granted to a school unless it fulfils norms and standards specified under Section 19". {underlining by us for emphasis}

16. We also have to notice Section 38, which is the rule making power of the appropriate Government. We extract hereunder Section 38(1) and Section 38(2)(h).

"38. Power of appropriate Government to make rules.- (1) The appropriate Government may, by notification, make rules, for carrying out the provisions of this Act.

(2) In particular, and without prejudice to the generality of the foregoing powers, such rules may W.A.No.173 of 2019 & - 653 - provide for all or any of the following matters, namely:- xxx xxx xxx

(h) the form, the period, the manner and the conditions for issuing Certificate of Recognition, under sub-section (2) of Section 18". {underlining by us for emphasis}

17. Sub-section (2) of Section 18 provides for the

issuance of a certificate of recognition in such form, within such period, in such manner and subject to such conditions, as may be prescribed. Hence, the form, the period and the manner of issuance; as also the conditions could be prescribed by the State Government. The proviso additionally mandates that no recognition shall be granted to a school unless it fulfils the norms and standards specified under Section 19, which Section 19 speaks of the Schedule enumerating such norms and standards. We would understand the provision as a mandate to consider recognition only when the school fulfils the norms and standards specified in the Schedule, but leaving authority to the appropriate Government to prescribe the other conditions which would not in any manner dilute the norms and standards specified in the Schedule. The learned Senior W.A.No.173 of 2019 & - 654 - Counsel had referred us to Section 20, which confers power to amend the Schedule, exclusively on the Central Government. Prescription of conditions under Section 18(2) without interfering with the norms and standards, or diluting the same in any manner, as specified in the schedule would not be an amendment to the Schedule and the appropriate Government has sufficient powers to do that.

18. Further, our interpretation is in harmony with

Section 38(2)(h) as extracted hereinabove. The rule making power also confers power on the State Government to prescribe the conditions for issuing a certificate of recognition. The State Government wisely has adopted the terms of affiliation as the conditions for recognition, which, though not prescribed, has been specified in the manner of guidelines. We would steer clear of looking at the guidelines as per the Government Orders mentioned above for reason only of the challenge raised against it, pending before the learned Single Judge. Mythri Vidya Bhavan E.M.S also found the authority of the Government to prescribe conditions, to be curtailed, on a reading of the affiliation norms of the CBSE. But, in the context of the adoption of the affiliation norms, we would agree with the learned Advocate General that there is not much difference W.A.No.173 of 2019 & - 655 - between recognition and NOC.

19. The Association of Schools maintain that

recognition, is only on the basis of the Schedule and NOC is issued after looking at the terms of affiliation. We do not agree with the said contention and find the recognition and NOC by the State Government to be one and the same in the context of the State Government looking at the affiliation norms of the respective Boards for the purpose of granting recognition. Recognition, again, is not only a statutory mandate as per the RTE Act but also a requirement of the affiliation norms of the CBSE. We also have to notice that the learned Counsel appearing for the respective Boards, here the CBSE and ICSE, agreed with the procedure adopted by the State and also are in favour of the same, since, admittedly, they do not have the infrastructure or staff to carry out such verification. They only submit that the recognition cannot be taken as a mandate for affiliation, which the respective Boards will have to consider on the basis of their Regulations or Bye-laws. We have to concede such power to the respective Boards and the recognition alone would not enable affiliation; the later of which has to be considered on the terms of affiliation by the respective Boards. W.A.No.173 of 2019 & - 656 -

20. In the appeals, we are also concerned with two

issues (i) as to whether citing educational need the State

could reject an application for recognition and (ii) whether the recognition could be insisted for the minority institutions, whether it be aided or unaided.

21. On the issue of educational need, the learned Advocate General specifically takes us through Rule 14(14) of the Kerala Rules of 2011, which is extracted hereunder:

"R.14(14) An educational agency or society proposing to start a new school or upgrade an existing school shall furnish an application in the prescribed format Form No.III and shall conform to the norms and standards specified in the Schedule and those mentioned in these rules, and the locality in which the school is proposed to be started has a proven educational need as revealed in the school mapping carried out

by the authorized agency and such educational need shall be certified by the local authority and the Assistant Educational Officer concerned".

The (underlined) emphasis is on the locality in which the school is proposed to be started, having a proven educational need as revealed in the school mapping carried on by the authorized agency and such educational need being certified by the local authority and the AEO concerned. W.A.No.173 of 2019 & - 657 - Manager, LPGS, Veliyam, Kollam, after perusing the provisions of the RTE Act, enumerated the obligations of the Government under the Act. There was a reference to the educational need and the manner in which it is to be determined on a reference to the demarcated territorial limits of a local authority and the population within the area. There is no declaration discernible as to the specific argument raised by the State, on educational need, in these batch of writ petitions. We find the decision to have no application to these cases.

22. The above mentioned Rules are pressed into

service especially referring to Section 2(a)(ii)(A), Sections 3 and 6 read with Sections 18 and 38(2)(h). Section 2(a)(ii)(A) provides for "appropriate Government", which with respect to a school established within the territory of a State, is the State Government if such school is not owned or controlled by the Central Government or the Administrator of a Union Territory. Section 3 provides for the right of a child to free and compulsory education in a neighbourhood school till the completion of his/her elementary education and Section 6 provides a duty on the appropriate Government or the local authority to establish, within such area or limits of neighbourhood, a W.A.No.173 of 2019 & - 658 - school within three years from the commencement of the RTE Act. Hence, educational need has to be assessed by the State Government and the same is the reigning criteria insofar as establishment of schools as also for their recognition which could also result in the rejection of application for recognition if there are enough schools in the locality or neighbourhood to cater to the needs of the children between the age of six to fourteen years, is the compelling argument of the State.

23. The compulsion on the State or the appropriate

Government to provide free and compulsory education according to the educational need as provided for in the Act cannot result in a negative finding, on the application for recognition, based on the assumed saturation of the educational need by the existing schools. The State Government cannot thrust upon the parents or the students its own ideas or notions of quality education and curtail the option of the students/parents to receive the best education according to their choice. Educational need can only act as a compulsive force; a statutory force too, to compel the State Government to establish sufficient schools for the purpose of elementary education in a locality if there are not enough schools to provide that. Even when W.A.No.173 of 2019 & - 659 - there are umpteen number of schools, the State Government cannot find a saturation of the educational need and thus reject the recognition of an application for establishment of a school which otherwise is permissible. This is precisely what Mythri Vidya Bhavan E.M.S observed, as to the public education in the State wanting in quality; if there is mushrooming of schools affiliated to the CBSE. The State cannot monopolize education or canvass the education provided in schools affiliated to the State Board and to that end reject affiliation under other Boards having national recognition and presence. If that be done it would only result in fettering and curtailing the option available to the students and parents to get the best education possible. That is not the intention of the RTE Act, which aims at providing free and compulsory education to all, in implementation of the constitutional mandate under Article 21-A. The RTE Act does not envisage any curtailment or confinement of elementary education to one or the other modes. If such a restriction is provided it would go against the constitutional vision of free and compulsory education. The prescription of educational need to reject an application for recognition would hence be ultra vires the statute and the Constitution. We uphold the W.A.No.173 of 2019 & - 660 - findings of the learned Single Judge on the aspect of educational need, not enabling the State to reject an application for recognition. The provision in the rules would stand read down to that extent.

24. We then come to the challenge raised by the

minority institutions against the mandate of a recognition under the Act of 2009. The learned Single Judge has found that the protection under Article 30(1) of the

Constitution could only enable the management of the minority institutions to admit students without any fetter as noticed from Section 12(1)(c) of the RTE Act. We are, however, unable to agree with the finding of the learned Single Judge especially looking at the decisions of the Hon'ble Supreme Court in *Society for Un-aided Private Schools of Rajasthan* and *Pramati Educational and Cultural Trust*. The learned Advocate General as also the learned Counsel for the respective Boards emphasized, the well established principle of lawfully imposed restriction in the conduct of a school by the Legislature or the Executive as a condition for receiving grant or recognition, not necessarily impairing the rights of the minority institutions. It is also argued that the consideration in both the aforesaid decisions was confined to whether the W.A.No.173 of 2019 & - 661 - minority institutions should admit 25% of the strength of Class-I from children belonging to weaker sections and disadvantaged group in the neighbourhood, for providing free and compulsory elementary education, as provided for in Section 12(1)(c).

25. We cannot but notice paragraphs 59, 62 and 63 of *Society for Un-aided Private Schools* :

"59. The above well-settled principles have to be seen in the context of 2009 Act enacted to implement Article 21-A of the Constitution. At the outset, the question that arises for consideration is what was the intention of Parliament? Is the 2009 Act intended to apply to unaided minority schools? xxx xxx xxx

62. Reservations of 25% in such unaided

minority schools result in changing the character of the schools if right to establish and administer such schools flows from the right to conserve the language, script or culture, which right is conferred on such unaided minority schools. Thus, the 2009 Act including Section 12(1)(c) violates the right conferred on such unaided minority schools under Article 30(1).

63. However, when we come to aided minority

schools we have to keep in mind Article 29(2). As stated, Article 30(1) is subject to Article 29(2). The said article confers right of admission upon every citizen into a

institution. Article 29(2) refers to an individual right. It is not a class right. It applies when an individual is denied admission into an educational institution maintained or aided by the State. The 2009 Act is enacted to remove barriers such as financial barriers which restrict his/her access to education. It is enacted pursuant to Article 21-A. Applying the above tests, we hold that the 2009 Act is constitutionally valid qua aided minority schools". {underlining by us for emphasis}

26. The question specifically considered by the

Hon'ble Supreme Court as noticed from paragraph 59 is the application of the 2009 Act [RTE Act]. In paragraph 62 it was categorically held that "2009 Act including Section 12(1)(c) violates the right conferred on such aided minority schools under Article 30(1)". Paragraph 63, wherein the Act of 2009 was found to be 'constitutionally valid qua aided minority schools' has been overturned by a Larger Bench in *Pramati Educational and Cultural Trust*, from which we notice paragraph 56:

"56. In the result, we hold that the Constitution (Ninety-third Amendment) Act, 2005 inserting clause (5) of Article 15 of the Constitution and the Constitution (Eighty-sixth Amendment) Act, 2002 inserting Article 21-A of the Constitution do not alter the basic structure or W.A.No.173 of 2019 & - 663 -

framework of the Constitution and are constitutionally valid. We also hold that the 2009 Act is not ultra vires Article 19(1)(g) of the Constitution. We, however, hold that the 2009 Act insofar as it applies to minority schools, aided or unaided, covered under clause (1) of Article 30 of the Constitution is ultra vires the Constitution. ..." {underlining by us for emphasis}

27. We cannot disagree or differ from the binding

precedents of the aforesaid decisions and we have to find the minority institutions to be excluded from the RTE Act and the mandate of recognition. But, however, in getting an affiliation from a duly constituted Board, the Regulations framed are mandatory in character. Necessarily even a minority institution will have to comply with the terms or conditions for affiliation under the respective Boards. We noticed at the outset that we are only concerned with the elementary education, for which, according to Sri.Mohan Jacob George, learned Counsel appearing for certain appellants-managements; even a non-minority institution would not require a recognition if the affiliation norms of a Board does not provide for such recognition to be obtained from the Government. We also notice that there is not a single non-minority institution before us in appeal. W.A.No.173 of 2019 & - 664 -

28. Sri.Mohan Jacob George has argued that there

are many Boards other than CBSE and ICSE, which are recognized by the Universities within the State itself, like Edexcel IGCSE, GCE 'O' level and 'A' level, which are recognized as equivalent to 10+2. There is also National Institute of Open Schooling, which affiliates schools for Open Basic Education (OBE) programmes with 'A' Level equivalent to Class I to III, 'B' Level with Class I to V and 'C' Level with Class I to VIII. The CBSE Regulations also speaks of affiliation from the Middle Level and does not speak of affiliation from a Primary Level. The contention raised is that there are many individuals and institutions, incorporated and otherwise, who carry on elementary education in backward areas to equip the children from such backward areas for a better tomorrow. They provide facilities far in excess of that provided by the Government, purely as a charitable activity and there cannot be a shutting down of such institutions on the ground of there being no educational need or a rejection simpliciter of recognition by the State Government. We reiterate, there is no such institution in appeal before us. W.A.No.173 of 2019 & - 665 -

29. We again have to notice that the RTE Act and

the provisions therein apply only to elementary education, to consider whether minority and non-minority schools require recognition of the State. We also have to pertinently observe that the mere fact that some institution or individuals from the

minority community, are providing elementary education in backward areas for students, of their community, from the marginalized sections of society, cannot be a reason to assume that these students would not proceed further than, elementary education. Hence, what is required in providing elementary education is to equip them for the Secondary, Higher Secondary and University streams of education. A system of education which does not enable the students to get themselves admitted to Secondary or Higher Secondary education cannot at all be encouraged. We have to consider such situations or aspects separately and we would first look at the contention raised of the non-minority institutions not requiring recognition for conduct of elementary schools, for completeness, despite no such institution having filed an appeal.

30. Secondary and Higher Secondary education, is

absolutely necessary to enable a student to move on to an W.A.No.173 of 2019 & - 666 - University. The Secondary and Higher Secondary examinations and evaluation have to be by the recognized Boards, either at the State level or the National level. In seeking an affiliation with either of such Boards, definitely the affiliation norms has also to be complied with. As far as elementary education by a non-minority institution, the RTE Act applies squarely. We look at Section 29 of the Act, under Chapter V, which speaks of "Curriculum and Completion of Elementary Education". Section 29(1) provides that curriculum and evaluation procedure for elementary education shall be laid down by an academic authority to be specified by the appropriate Government, by notification. It is admitted that the appropriate Government has prescribed SCERT as the academic authority, under Rule 20 of the Rules of 2011. The schools affiliated to a Board of Examinations recognized for the purpose of conducting Secondary and Higher Secondary examinations; enabling further University education, follows a recognized curriculum and evaluation procedure. If an elementary school does not follow such curriculum and evaluation procedure, the students studying therein cannot proceed further to the Secondary or Higher Secondary level as also aspire to the University stream. We, hence, find the W.A.No.173 of 2019 & - 667 - recognition and affiliation to be necessary for establishment of an elementary school by a non-minority institution, the recognition being granted by the State Government under the RTE Act and the

affiliation by the respective Boards as per the terms and conditions in their Regulations. As we noticed hereinabove when such recognition has been granted on the basis of the affiliation norms a NOC by the State Government is automatic. We also have to provide a caveat in so far as the affiliation being at the discretion of the respective Boards; despite a recognition granted and NOC issued by the State Government.

31. On the question of minority institutions, the

issue stands covered by the decisions of the Hon'ble Supreme Court above referred and for carrying on elementary education, they require no recognition under the RTE Act. We can only make a reservation insofar as the minority institutions stand alone with elementary education or also admitting students to Secondary and Higher Secondary level, necessarily requires an affiliation from either of the recognized Boards of Secondary and Higher Secondary examinations, without which the students passing out from the 8th standard would otherwise be deprived of the W.A.No.173 of 2019 & - 668 - Secondary and Higher Secondary education and would also be, not admitted to the University stream. Hence, despite the application of the RTE Act being excluded, recognition would have to be obtained as per the Regulations of the Board of Examinations under which they seek affiliation. If there is a prescription for recognition as is found in the affiliation norms of the CBSE, necessarily the minority institutions would have to obtain that in accordance with such terms and conditions as stipulated for affiliation.

32. It is also an admitted fact that the minority

institutions carrying on Secondary and Higher Secondary education, have been complying with such terms and conditions of affiliation even prior to the RTE Act. The promulgation of the RTE Act and the statutory mandate of recognition brought in, which has been held to be not applicable to minority institutions by the Hon'ble Supreme Court, cannot lead to the norms of affiliation being rendered nugatory with respect to the minority institutions; which they were obliged to follow even earlier. In this context we notice the decision of Constitutional Bench, comprised of six learned Judges, in *Sidhrajibhai v. State of Gujarat* [1963(3)SCR 837].

33. In Sidhrajibhai the rules framed by the

Government for reservation of seats, under orders of Government upto 80% and the threat to withhold grant-in-aid and recognition on failure to concede, were held to infringe the fundamental freedom guaranteed to a minority institution under Article 30(1). But the following extracts are apposite:

"10. ... All minorities, linguistic or religious have by Article 30 (1) an absolute right to establish and administer educational institutions of their choice; and any law or executive direction which seeks to infringe the substance of that right under Article 30 (1) would to that extent be void. This, however, is not to say that it is not open to the State to impose regulations upon the exercise of this right. The fundamental freedom is to establish and to administer educational institutions: it is a right to establish and administer what are in truth educational institutions-institutions which cater to the educational needs of the citizens, or sections thereof. Regulation made in the true interests of efficiency of instruction, discipline, health, sanitation, morality, public order and the like may undoubtedly be imposed. Such regulations are not restrictions on the substance of the right which is guaranteed: they secure the proper functioning of the institutions, in matters

W.A.No.173 of 2019 & - 670 - educational. xxx xxx xxx

15. The right established by Article 30(1) is a

fundamental right declared in terms absolute. Unlike the fundamental freedoms guaranteed by Article 19 it is not subject to reasonable restrictions. It is intended to be a real right for the protection of the minorities in the matter of setting up of educational institutions of their own choice. The right is intended to be effective and is not to be whittled down by so-called regulative measures conceived in the interest not of

the minority educational institution, but of the public or the nation as a whole. If every order which while maintaining the formal character of a minority institution destroys the power of administration is held justifiable because it is in the public or national interest, though not in its interest as an educational institution the right guaranteed by Article 30(1) will be but a teasing illusion a promise of unreality. Regulations which may lawfully be imposed either by legislative or executive action as a condition of receiving grant or of recognition must be directed to making the institution while retaining its character as a minority institution effective as an educational institution. Such regulation must satisfy a dual test-the test of reasonableness, and the test that it is regulative of the educational character of the institution and is conducive to making the institution an effective vehicle of education for

W.A.No.173 of 2019 & - 671 - the minority community or other persons who resort to it".

34. Sidhrajibhai also copiously referred to Kerala

Education Bill, 1957, In re: 1959 SCR 995, and the now famous quote that the right to administer did not include a right to maladminister, and the minority could not ask for aid or recognition for an educational institution run by them in unhealthy surroundings, without any competent teachers possessing any semblance of qualification, and which did not maintain even a fair standard of teaching or which taught matters subversive of the welfare of the scholars.

35. Apposite also would be reference to the following paragraphs from State of Kerala v. Very Reverend Mother Provincial [(1970) 2 SCC 417]; another Constitution Bench of co-equal strength:

"9. The next part of the right relates to the administration of such institutions. Administration means management of the affairs of the institution. This management must be free of control so that the founders or their nominees can mould the institution as they think fit, and in

accordance with their ideas of how the interests of the community in general and the institution in particular will be best served. No part of this management can be taken away and vested

W.A.No.173 of 2019 & - 672 - in another body without an encroachment upon the guaranteed right.

10. There is, however, an exception to this and

it is that the standards of education are not a part of management as such. These standards concern the body politic and are dictated by considerations of the advancement of the country and its people. Therefore, if universities establish the syllabi for examinations they must be followed, subject however to special subjects which the institutions may seek to teach, and to a certain extent the State may also regulate the conditions of employment of teachers and the health and hygiene of students. Such regulations do not bear directly upon management as such although they may indirectly affect it. Yet the right of the State to regulate education, educational standards and allied matters cannot be denied. The minority institutions cannot be allowed to fall below the standards of excellence expected of educational institutions, or under the guise of exclusive right of management, to decline to follow the general pattern. While the management must be left to them, they may be compelled to keep in step with others. These propositions have been firmly established in

State of Bombay v. Bombay Education Society (1955) 1 SCR 568, State of Madras v. S.C. Dorairajan (1951) SCR 525, In re the Kerala Education Bill, 1957 1959 SCR 995, Sidharajbhai v. State of Gujarat (1963) 3 SCR 837, Katra Education Society v. State of U.P. W.A.No.173 of 2019 & - 673 -

(1966) 3 SCR 828, Gujarat University, Ahmedabad v. Krishna Ranganath Mudholkar (1963) Suppl 1 SCR 112

and Rev. Father W. Proost v. State of Bihar (1969) 2 SCR 73. In the last case it was said that the right need not be enlarged nor whittled down. The Constitution speaks of administration and that must fairly be left to the minority institutions and no more. Applying these principles we now consider the provisions of the Act".

We would also, in this context, refer to paragraph 139 of T.M.A.Pai Foundation v. State of Karnataka [(2002) 8 SCC 481], which we extract hereunder:

139. Like any other private unaided institutions, similar unaided educational institutions administered by linguistic or religious minorities are assured maximum autonomy in relation thereto; e.g. method of recruitment of teachers, charging of fees and admission of students. They will have to comply with the conditions of recognition, which cannot be such as to whittle down the right under Article 30. (underlining by us for emphasis)

If the conditions of recognition apply even to unaided private minority institutions, definitely it applies to aided private minority institutions. W.A.No.173 of 2019 & - 674 -

36. Hence, it is not as if the State cannot impose

any conditions for recognition of a minority institution. Here the State has insisted only for following the norms and regulations of the affiliating Boards. The Boards of Examinations like the CBSE, ICSE and even the State Board has prescribed the essential conditions of affiliation only with the intention of making the affiliated schools better and effective vehicles of education. It is imperative that the minority institutions also follow the general accepted patterns of education prevalent in the country. They cannot be permitted to have their own syllabi or a syllabi of an unrecognized examination body/board which would frustrate the aspiration of a student for higher education. A minority institution cannot be heard to proclaim that it would provide an education to the students, at least or even to those sourced from that community, which, even if not generally accepted or enabling higher

studies, would according to the tenets of that community equip the students to a better life. The State in such circumstances definitely has the authority to step in and bring the institution to the mainstream of the educational system followed within its territories, which is in public interest. Though we hold, respectfully following the W.A.No.173 of 2019 & - 675 - decisions of the Hon'ble Supreme Court that the RTE Act is not applicable to minority institutions, we, nevertheless find such minority institutions also to be necessarily affiliated under recognized Boards of Examination, even if any such institution imparts only elementary education. Otherwise, the vision behind providing for free and compulsory elementary education would be defeated and the aspirations to proceed for higher education stand frustrated; of the students studying in un-affiliated schools.

37. W.A.No.521 of 2019 is by a non-minority

institution, where the learned Senior Counsel Sri.R.D.Shenoi has a contention with respect to Section 19 of the RTE Act. According to him, with respect to a school established before the commencement of the Act, the mandate is only to take steps, to fulfil the norms and standards specified in the Schedule, within a period of three years from the date of commencement of the Act. It is the submission of the learned Senior Counsel that the respondent-institution has commenced the steps; but, however, the same is not completed, which enables the continuance of the school. We need only look at Section 18(3) to summarily reject the above contention. When a W.A.No.173 of 2019 & - 676 - school fails to fulfil the norms and standards within the period prescribed under sub-section (2), the authority prescribed under sub-section (1) is required, under sub-section (3), to withdraw the recognition granted to the school.

38. We, hence, dispose of all the appeals in the following manner:

(i) The appeals of the State, challenging the finding

of the learned Single Judge that educational need or saturation of the same cannot be a reason to reject the application for recognition, are rejected upholding the view taken by the learned Single Judge.

(ii) We find the order in review to be incompetent to upset the judgment in the Writ Petitions and as a result, the guidelines produced in the review is of no consequence.

(iii) We uphold the stand of the Government, taken at

this appellate stage, of considering recognition under the RTE Act by verifying the compliance of the Schedule under the Act and the affiliation norms of Secondary and Higher Secondary Examination Boards. We, however, leave open the challenge to the Government Orders G.O.(Ms) No.22/2019/GEDN dated 01.03.2019 and G.O.(Ms) No.45/2019/GEDN dated 22.05.2019, subject to our above finding. W.A.No.173 of 2019 & - 677 -

(iv) The minority institutions carrying on elementary education are saved from the application of the RTE Act,

2009. But even they have to get affiliations from

recognized Boards of Examinations and comply with the terms of the affiliating body/board. If recognition of the State is prescribed by that body/board; it has to be obtained, in the terms above declared. The minority institutions too thus have to be affiliated to one recognized Board or another, lest otherwise it would be no effective vehicle of education (sic Sidhrajibhai - para 15). (v). The State in considering recognition either under the RTE Act and as stipulated by the affiliating board/body is competent to look into the norms and conditions of affiliation as prescribed by the affiliating board/body and when so satisfied as to the grant of recognition, shall also issue a NOC as required. (vi). The State can prescribe such further conditions under the RTE Act, which are not onerous, impractical or arbitrary; without diluting the Schedule under Section 19, in public interest, the grievance against which are to be individually tested, on the anvil of reasonableness.

(vii) The non-minority institutions even if confined to elementary education, are required to comply with the W.A.No.173 of 2019 & - 678 - provisions of the RTE Act.

39. On the above findings, the appellants in

W.A.No.2051 of 2018, who are minority institutions are entitled to seek for the appeal to be allowed. All the petitioners, minority institutions, have been affiliated even prior to the commencement of the RTE Act, which affiliation is continued. There can be no closing down of such schools, since the requirement for a recognition under the RTE Act, does not apply to minority institutions. W.A.No.2051 of 2018, hence, stands allowed. The Writ Appeals of the State are rejected. Those of the individual parties are disposed of with the above declarations and directions. The interlocutory applications filed in these appeals, which are pending, seeking acceptance of document(s) are allowed. All other pending interlocutory applications are closed. Parties are left to suffer their respective costs. Sd/- K.VINOD CHANDRAN JUDGE Sd/- V.G.ARUN JUDGE Vku/- W.A.No.173 of 2019 & - 679 - APPENDIX OF WA 173/2019 PETITIONER'S/S EXHIBITS: ANNEXURE-1 TRUE COPY OF THE G.O(MS) NO.22/2019/G.EDN. DATED 01.03.2019 ANNEXURE-2 TRUE COPY OF G.O.(RT) NO.1543/2019/G.EDN DATED 30.04.2019 W.A.No.173 of 2019 & - 680 - APPENDIX OF WA 363/2019 PETITIONER'S/S EXHIBITS: ANNEXURE-1 TRUE COPY OF THE G.O(MS) NO.45/2019 G.EDN DATED 22.05.2019 W.A.No.173 of 2019 & - 681 - APPENDIX OF WA 367/2019 PETITIONER'S/S EXHIBITS: ANNEXURE I TRUE COPY OF THE DEATH CERTIFICATE ISSUED BY THE VETTIKAVALA GRAMA PANCHAYATH DATED 23.3.2019. W.A.No.173 of 2019 & - 682 - APPENDIX OF WA 404/2019 PETITIONER'S/S EXHIBITS: ANNEXURE R1(A) COPY OF THE SAID PROFORMA SURVEY REPORT OF

TEH ASSISTANT EDUCATIONAL OFFICER PARLI RECOMMENDING THE FIRST RESPONDENT SCHOOL FOR RECOGNITION UNDER THE KERALA EDUCATION ACT AND ITS RULES.

ANNEXURE R1(B) PHOTOGRAPHS OF SCHOOLS, ANNEXURE R1(C) COPY OF G.O.(MS)22/2019/G.EDN DATED 1.3.2019. W.A.No.173 of 2019 & - 683 - APPENDIX OF WA 415/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE R3 (A) COPY OF THE NOTIFICATION F.NO.1-15/2010-EE 4 (PT) DATED 26.10.2012 W.A.No.173 of 2019 & - 684 - APPENDIX OF WA 421/2019 RESPONDENT'S/S

EXHIBITS: ANNEXURE R1(A) COPY OF G.O.(MS)181/2013/G.EDN. DATED 03.06.2013. ANNEXURE R1(B) PHOTOGRAPHS OF SCHOOLS. ANNEXURE R1(C) COPY OF G.O.(MS)NO.22/2019/GEDN DATED 01.03.2019. ANNEXURE R7(A) PHOTOGRAPHS. ANNEXURE R7(B) COPY OF G.O.(MS)NO.22/2019. ANNEXURE R5 (A) COPY OF THE APPLICATION SUBMITTED IN FORM NO.3. ANNEXURE R5 (B) COPY OF G.O.(MS)NO.22/2019/GEDN. DATED 01.03.2019. W.A.No.173 of 2019 & - 685 - APPENDIX OF WA 505/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE R1(A) PHOTOGRAPHS OF THE SCHOOLS RUN AND SPONSORED BY THE APPELLANTS. ANNEXURE R1(B) PHOTOGRAPHS OF THE FIRST RESPONDENT SCHOOL. W.A.No.173 of 2019 & - 686 - APPENDIX OF WA 507/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE R1(A) TRUE COPY OF THE AFFIDAVIT AND PETITION IN I.A.NO.1/2018 WITH ALL EXHIBITS. W.A.No.173 of 2019 & - 687 - APPENDIX OF WA 546/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE -R1(A) THE TRUE COPY OF THE INTERIM ORDER DATED 31.1.2019 IN WAS NO.173/2019 PASSED BY THIS HON'BLE COURT

ANNEXURE -R1(B) THE TRUE COPY OF THE GOVERNMENT ORDER

G.O(MS) NO.22/2019 GEDN DATED 01.03.2019 ISSUED BY THE GENERAL EDUCATION DEPARTMENT OF STATE OF KERALA

W.A.No.173 of 2019 & - 688 - APPENDIX OF WA 582/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE -R1(A) COPY OF THE MINORITY CERTIFICATE ANNEXURE -R1(B) CERTIFICATE ISSUED BY NIOS ANNEXURE -R1(C) COPY OF THE RECOGNITION CERTIFICATE DATED 17.05.2016 ISSUED BY EDEXCEL ANNEXURE-R1(D) COPY OF THE NOTIFICATION DATED 27.03.2018 ALONG WITH THE COMMUNICATION DATED 14.03.2018 OF THE MINISTRY OF HUMAN RESOURCES ANNEXURE-R1(E) COPY OF ORDER DATED 27.07.2011 OF THE KERALA UNIVERSITY ANNEXURE-R1(F) COPY OF COMMUNICATION DATED 18.01.2017 OF THE ASSOCIATION OF INDIAN UNIVERSITIES W.A.No.173 of 2019 & - 689 - APPENDIX OF WA 630/2019 PETITIONER'S/S EXHIBITS: ANNEXURE R8(A) COPY OF THE JUDGMENT

DATED 31.07.2018 IN W.P.(C) 25656/2018 ANNEXURE R8(A) COPY OF THE JUDGEMENT DATED 16.08.2018 IN W.P.(C) 27799/2018. ANNEXURE R8(C) COPY OF THE JUDGEMENT DATED 30.08.2018 IN W.P.(C) NO. 28567/2018. ANNEXURE R8(D) PHOTOGRAPHS. ANNEXURE R1(A) COPY OF THE DATA CAPTURE FORMAL FOR UDISE ANNEXURE R1(B) COPY OF THE APPLICATION SUBMITTED BY THE 4TH RESPONDENT IN FORM NO.3. ANNEXURE R1(C) COPY OF THE COMMUNICATION DATED 29.04.2019 GIVEN TO THE 4TH RESPONDENT. ANNEXURE R1(D) PHOTOGRAPHS. W.A.No.173 of 2019 & - 690 - APPENDIX OF WA 634/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE R1 (a) PHOTOGRAPH OF THE 4TH RESPONDENT SCHOOL. ANNEXURE R1 (b) PHOTOGRAPH OF G.M.L.P.SCHOOL, PUTHUCODE, PALAKKAD. ANNEXURE R1 (c) COPY OF G.O.(MS.)NO.22/2019/GEDN DATED 01.03.2019. W.A.No.173 of 2019 & - 691 - APPENDIX OF WA 684/2019 RESPONDENT'S/S EXHIBITS: ANNEXURE R6 (a) COPY OF THE TRUST DEED. ANNEXURE R6 (b) COPY OF THE APPLICATION SUBMITTED IN FORM NO.3 ANNEXURE R6 (c) COPY OF THE NOTE RETURNING THE APPLICATION OF THIS RESPONDENT. ANNEXURE R6 (d) COPY OF G.O.(MS) NO.22/2019/GEDN DATED 01.03.2019. ANNEXURE R6 (e) PHOTOGRAPHS OF CERTAIN GOVERNMENT SCHOOLS IN THE LOCALITY. [TRUE COPY]

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