



in WP(MD)No.11711 of 2024

WEB COPY

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

Wednesday, the Fifth day of June Two Thousand and Twenty Four

PRESENT

The Hon`ble Ms.Justice R.N.MANJULA

WP(MD) Nos.11711 to 11713 and 11757 of 2024

S.JANANI

... PETITIONER
in WP(MD)No.11711 of 2024

B.SUTHA

... PETITIONER
in WP(MD)No.11712 of 2024

P.MATHUBALA

... PETITIONER
in WP(MD)No.11713 of 2024

P.JAYANTHI

... PETITIONER
in WP(MD)No.11757 of 2024

Vs

1 THE STATE OF TAMIL NADU
REPRESENTED BY ITS
PRINCIPAL SECRETARY TO GOVERNMENT,
SCHOOL EDUCATION DEPARTMENT,
FORT ST. GEORGE,
SECRETARIAT,
CHENNAI.

2 THE TEACHERS RECRUITMENT BOARD,
REPRESENTED BY ITS CHAIRMAN,
DPI CAMPUS,
COLLEGE ROAD,
CHENNAI.



3 THE NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE),
REPRESENTED BY ITS
MEMBER SECRETARY,
NEW DELHI.

... RESPONDENTS
in WP(MD)Nos. 11711 TO 11713/ 2024

TEACHER RECRUITMENT BOARD
REPRESENTED BY ITS SECRETARY
DR.MGR CENTENARY BUILDING,
COLLEGE ROAD,
NUNGAMBAKKAM
CHENNAI - 600 006.

... RESPONDENT
in WP(MD)No.11757 of 2024

COMMON PRAYER in Prayer in WP(MD)Nos. 11711 TO 11713/ 2024 :

Writ Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to issue a Writ of Certiorarified Mandamus, calling for the impugned final key answers (Published on 18.05.2024) to the exam dated 04.02.2024 conducted for direct recruitment of Graduate Teachers / Block Resource Teacher Educators (BRTE)-2023 by the 2nd respondent pertaining to the Notification No.3/2023 dated 25.10.2023 and quash the same as illegal and further direct the 2nd respondent to redo the entire selection process, within a time stipulated by this Honble Court.

Prayer in WP(MD). 11757/ 2024 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondent to award the marks for the question in A Series No.45, 61, 131, 161 and weightage mark of 0.5 for the pass of TET Exam in the year 2022 and permit the petitioner to participate in the further selection process within a time stipulated by this Honble Court by considering the representation dated 30.05.2024, in accordance with law.

ORDER : These Writ petitions coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of Mr.D.NALLATHAMBI, Advocate for the petitioner in WP(MD)Nos. 11711 TO 11713/ 2024 and Mr.R.J.KARTHICK, Advocate for the petitioner in WP(MD)



in WP(MD)No.11711 of 2024

No.11757 of 2024 and of Mr.T.AMJAD KHAN, Government Advocate for the 1st respondent in WP(MD)Nos. 11711 TO 11713/ 2024 and Mr.VR.SHANMUGANATHAN, Standing counsel for the 2nd respondent in WP(MD) Nos. 11711 TO 11713/ 2024 for the respondent in WP(MD)No.11757 of 2024 and Mr.R.GOWRISHANKAR, Panel Counsel for the 3rd respondent, the Court made the following order:-

In W.P(MD)Nos.11711 to 11713, Mr.T.Amjad Khan, learned Government Advocate takes notice for the first respondent, Mr.VR.Shanmuganathan, learned Standing Counsel takes notice for the second respondent and Mr.R.Gowri Shankar, learned Panel Counsel takes notice for the third respondent.

2. In W.P(MD)No.11757 of 2024, Mr.VR.Shanmuganathan, learned Standing Counsel takes notice for the respondent.

3. The petitioners are the candidates who applied for Graduate Teachers/Block Resource Teacher Educators(BRTE)- 2023 Post in response to the notification issued by the second respondent in Notification No.3/2-23, dated 25.10.2023 and they have filed these writ petitions stating that the final key answers released by the second respondent is defective and it will affect the method of valuing the merits of the candidates who have participated in the examination.

4. The learned counsel for the petitioners in W.P(MD)Nos.11711 to 11713 of 2024 submitted that the pattern of competitive examination is through objective type questions by giving four choices for one question. The candidates are expected to



WEB COPY

answer 180 questions. Out of the key answers given for 180 questions, 11 questions are said to have got more than one correct answer and 13 questions are considered as privileged questions and marks are allowed for the very attending the questions.

5. The learned counsel for the petitioners, drew the attention of this Court to the terms of the examination wherein it is found that for one question, only one out of the 4 options is the correct answer. However, when the key answers are released, it is seen that more than one answer are accepted to be correct for 11 questions. Apart from that, some confusions are there in respect of 13 questions, for which, marks are allowed even for very attending the said questions. The learned counsel submitted that this would entirely change the pattern of valuation and the marks of the candidates.

6. The petitioners further claim that out of the 13 privileged questions, 8 questions can be given with definite answers, but that was not properly considered by the second respondent. The learned counsel has also raised another objection stating that when the tentative key answers are released, the second respondent ought to have considered all the objections received by appointing an Expert Committee before publishing the final key answers and that was not done in this case.



in WP(MD)No.11711 of 2024

7. The learned Standing Counsel appearing for the the second respondent/Teachers Recruitment Board, seeks time to get instructions.

8. The petitioners have raised some valid points for hearing. If the selection list is released before considering the contentious points that would prejudice the interest of the candidates in the matter of selection, in view of the pattern of valuation now adopted with a present answer key.

9. Hence, there shall be an order of interim stay for a period of two weeks.

10. List the writ petitions after two weeks.

/ TRUE COPY /

sd/-
05/06/2024

05/06/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PM

TO

1 THE PRINCIPAL SECRETARY TO GOVERNMENT,
STATE OF TAMIL NADU
SCHOOL EDUCATION DEPARTMENT,
FORT ST. GEORGE,
SECRETARIAT,
CHENNAI.



in WP(MD)No.11711 of 2024

2 THE CHAIRMAN,
TEACHERS RECRUITMENT BOARD,
DPI CAMPUS,
COLLEGE ROAD, CHENNAI.

3 THE MEMBER SECRETARY,
NATIONAL COUNCIL FOR TEACHER EDUCATION (NCTE),
NEW DELHI.

4 THE SECRETARY
TEACHER RECRUITMENT BOARD
DR.MGR CENTENARY BUILDING,
COLLEGE ROAD,
NUNGAMBAKKAM CHENNAI - 600 006.

+ 3 CC TO Mr.D.NALLATHAMBI, Advocate, IN SR No.6149, 6150, 6151
+ 1 CC TO Mr.R.J.KARTHICK, Advocate IN SR No. 25099(F) dated 05/06/2024

ORDER
IN
WP(MD) Nos.11711 to 11713 and 11757 of 2024
Date :05/06/2024

SS/SAR- /05/06/2024/6P/9C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023