



2025:KER:75

WP(C) NO. 45387 OF 2024

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IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE C. JAYACHANDRAN

FRIDAY, THE 3RD DAY OF JANUARY 2025 / 13TH POUSHA, 1946

WP(C) NO. 45387 OF 2024

PETITIONER:

ASHNA SHAJI,
AGED 17 YEARS
D/O. SHAJI, CHIRAYIL KIZHAKKATHIL,
CHINGOLI P.O, ALAPPUZHA
REPRESENTED BY HER MOTHER, SHAMNA,
AGED 46 YEARS, W/O. SHAJI,
CHIRAYIL KIZHAKKATHIL,
CHINGOLI P.O, ALAPPUZHA,
PIN - 690532

BY ADV ARYA B.

RESPONDENTS:

- 1 DIRECTOR OF GENERAL EDUCATION
O/O THE DIRECTOR OF GENERAL EDUCATION,
JAGATHY, THIRUVANANTHAPURAM.,
PIN - 695014
- 2 KALOLSAVAM COMMITTEE CONVENER
ADDITIONAL DIRECTOR OF GENERAL EDUCATION,
O/O THE ADDITIONAL DIRECTOR OF GENERAL EDUCATION,
JAGATHY, THIRUVANANTHAPURAM.,
PIN - 695014
- 3 DISTRICT EDUCATIONAL OFFICER
O/O THE DISTRICT EDUCATIONAL OFFICE,
MEDICAL COLLEGE JN, ALAPPUZHA., PIN - 688005
- 4 CHAIRMAN APPEAL COMMITTEE
DEPUTY DIRECTOR OF EDUCATION,



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O/O THE DEPUTY DIRECTOR OF EDUCATION.
THIRUVANANTHAPURAM., PIN - 695036

BY GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 03.01.2025, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:



JUDGMENT

Dated, this the 3rd day of January, 2025

When this matter was taken up for consideration, learned counsel for the petitioner would submit that the difference between the marks obtained by the petitioner's team and the team which obtained the first position is only one.

2. Learned Government Pleader, after due instruction, would submit that the difference is two marks.

3. It was pointed out by the counsel for the petitioner that, there was no proper application of mind by the appeal committee, inasmuch as their finding is to the effect that there is substantial difference in the marks between the petitioner's team and the team which obtained the first position.

4. Having regard to the minimal difference in the marks obtained by the petitioner's team and the team which obtained the first position, this Court is inclined to allow the instant writ petition and to permit the



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petitioner to participate in the State Kalolasavam in the event 'Oppana' at Higher Secondary Level.

It is so directed. The Writ Petition is allowed as indicated above.

Sd/-

C. JAYACHANDRAN

JUDGE

SPV/03-01



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APPENDIX OF WP (C) 45387/2024

PETITIONER'S EXHIBITS

EXHIBIT P1 TRUE COPY OF THE APPEAL RECEIPT RECEIVED
FROM THE 4TH RESPONDENT BY THE PETITIONER
DATED 30.11.2024.

EXHIBIT P2 TRUE COPY OF THE ORDER DISMISSING THE
PETITIONER'S APPEAL BY THE 4TH RESPONDENT
DATED 07.12.2024.

RESPONDENTS' EXHIBITS:NIL

//TRUE COPY//

PA TO JUDGE