

241
046
Around the court**Appeal against
headmistress
rejected**By Our Supreme Court
Correspondent

Mr. M.A. Khan, Joint Secretary, Ministry of Education and Chairman, Board of Intermediate and Secondary Education, Dacca jointly filed an appeal against Mrs. Shamsun Nahar Awal, Headmistress of Mohamadpur Girls' High School and Mr. B.R. Zulkarnain, Chairman in the Managing Committee of the said School. Mr. Justice Chowdhury A.T.M. Masud and Mr. Justice M. Altaf Hossain heard the appeal and the same was summarily rejected.

The appeal was filed against the order passed by the Sub-judge, Fourth Court, Dacca vacating the order of injunction granted earlier by the same court.

It was submitted for the appellants that the plaintiffs got a prima facie case in their favour and the Sub-judge acted illegally in rejecting the prayer for injunction.

The plaintiff appellants earlier challenged the appointment of Mr. B.R. Zulkarnain as Chairman of the Managing Committee of Mohamadpur Girls' High School. The learned Sub-judge stated in his judgement that no illegality was done in the action of the Deputy Commissioner in nominating Mr. Zulkarnain and an order of injunction would hamper the smooth functioning of the school.

Their Lordships observed that the lower court gave cogent reasons for decision. The balance of convenience and inconvenience was apparently not in favour of the plaintiffs.

Mr. Syed Azizul with Mr. Syed Mainul Hoque appeared for appellants. Mr. A.N.M. Shahidullah filed power on behalf of the defendants.