

Court No. - 7

Case :- WRIT - C No. - 6531 of 2023

Petitioner :- C/M Tiny Tots Inter College,Balrampur Thru. Its Manager Sri Saif Ali Khan And Another

Respondent :- Directorate Of Secondary Education,U.P. Lko. Thru. Secretary And 3 Others

Counsel for Petitioner :- Sarvesh Kumar Dubey,Pankaj Srivastava

Counsel for Respondent :- C.S.C.

Hon'ble Abdul Moin,J.

Heard learned counsel for the petitioner and Dr. Uday Veer Singh, learned Additional Chief Standing counsel appearing on behalf of the State-respondents.

Dr. Uday Veer Singh, learned Additional Chief Standing counsel states that in pursuance to the earlier order of this Court 30.10.2023, he has received the instructions from the respondent no. 4 yet the instructions are not very specific. However, he contends in all fairness that the Co-ordinate Bench of this Court in **Writ-C No. 7388 of 2023 Inre; C/M Sri Shanti Sanskrit Uchchatar Madhyamik Vidyalaya Vs. State of U.P and Ors** decided on 28.08.2023 has passed an order and benefit of which can be extended to the petitioner also.

Accordingly, considering the aforesaid as well as the judgment of this Court passed in the case of **Sri Shanti Sanskrit Uchchatar Madhyamik Vidyalaya (supra)**, the writ petition is allowed. The order dated 24.06.2023, a copy of which is annexure 7 to the writ petition is set aside. The matter is remitted to the respondents authorities to pass a fresh order considering the claim of the petitioner in the light of the judgment dated 23.09.2022 passed by this Court in Writ-C No. 33255 of 2019 decided on 23.09.2022.

Let an order be passed within a period of four months from the date of receipt of a certified copy of this order.

Order Date :- 21.11.2023

Pachhere/-