

**HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.6246 of 2015 (O&M)

Date of Decision: 06.04.2015

All India Crime Preventing Society (Regd.)

... Petitioner

VS.

State of Punjab & Ors.

... Respondents

CORAM: HON'BLE MR.JUSTICE SURYA KANT

HON'BLE MR.JUSTICE P.B. BAJANTHRI

Present: Mr. GS Punia, Senior Advocate with
Ms. Harveen Kaur, Advocate for the petitioner

SURYA KANT, J. (Oral)

(1) The petitioner-Society is said to have been registered under the Societies Registration Act, 1860. It claims to have been constituted to ventilate the public grievances before different forms. In this writ petition purportedly filed in public interest, the petitioner seeks a *mandamus* to direct the States of Punjab, Haryana, Union Territory of Chandigarh and their authorities in the Education Departments as well as the Central Board of Secondary Education, the Indian Certificate of Secondary Education as also the State Education Boards to take “appropriate action against the privately-managed school” and to prevent commercialization in schools by way of selling books, stationery and uniform to their students from their own school counters.

(2) We have heard learned senior counsel for the petitioner in support of the prayer made in the writ petition. It is fairly conceded that the particulars or details of the school(s) allegedly

coercing the students or their parents to purchase books, stationery or school uniform from such schools are conspicuously missing. It is also not the case of petitioner-society that it has come across any school indulging in such like malpractices or that despite having furnished particulars of the offender-schools, the authorities have not taken effective or timely action against them.

(3) In the light of these facts and circumstances, we are not inclined to entertain this Public Interest Litigation, at this stage. Suffice it would be to observe that if the petitioner-society comes to know the adoption of alleged malpractices by a particular institute(s), it may approach the authorities concerned with relevant and cogent material. We have no reason to doubt that the authorities shall, in furtherance of their duty, take suitable and timely action as may be required in accordance with law.

(4) The writ petition stands disposed of in above terms.

(Surya Kant)
Judge

06.04.2015
vishal shonkar

(P.B. Bajanthri)
Judge