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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(C) 3239/2017

SAVITA KHURANA

..... Petitioner

Through: Mr. Ashok Kumar, Adv.

versus

GEETA BAL BHARTI SENIOR SECONDARY SCHOOL
& ORS

..... Respondents

Through: Mr. Sanjoy Ghose, ASC with
Ms. Aparajita Sharan, Adv. for
GNCTD/R4.

CORAM:

HON'BLE MR. JUSTICE V. KAMESWAR RAO

ORDER

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18.04.2017

The present petition has been filed by the petitioner with the following prayers:

“In the premises aforesaid, it is most respectfully prayed that this Hon’ble Court may be pleased to:-

- a. Issue an appropriate writ, order or directions thereby (i) setting-aside the impugned orders dated 24.01.2017; (ii) restoration of the status as held by the petitioner on 23.01.2017 prior to the issue of the impugned orders.*
- b. Issue an appropriate writ, order or direction to the Director of Education, respondent no.4 herein to take appropriate action against the respondents no.1 and 2 on account of violation of the provisions of the Delhi School Education Act, 1973 and Rules made there under;*
- c. Allow the present writ petition with costs in favour of the petitioner and against the respondents; and*

d. Pass any such other or further order (s) as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case."

Mr. Sanjoy Ghose, learned ASC appearing for respondent no.4 states that remedy for the petitioner lies before the Delhi School Education Tribunal in view of Section 8(3) of the Act. Mr. Ashok Kumar, learned counsel for the petitioner concedes that by the impugned order, the petitioner has been reduced in rank from the post of Vice Principal to the Post of PGT (Political Science). He states, in view of the provisions of Section 8(3) of the Delhi School Education Act, 1973, he shall approach the Delhi School Education Tribunal against the order dated 24th January, 2017, and seeks liberty for the same.

Noting the aforesaid submission, the petition is dismissed as withdrawn with liberty as prayed for.

It is made clear that the Court has not expressed any opinion on the merits of the controversy.

CM Nos. 14057-14058/2017

Dismissed as infructuous.

V. KAMESWAR RAO, J

APRIL 18, 2017/jg