

\$~22

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 6963/2016

RAJESH KUMAR

..... Petitioner

Through: Mr. Diwan Singh Chauhan, Adv.

versus

GOVT. OF NCT OF DELHI & ORS

..... Respondents

Through: Mr. Arjun Saxena, Adv. for Mr. Rishikesh, ASC, GNCTD for R-1.
Mr. Parvinder Chauhan, Adv. for R-2 and 3.

CORAM:

HON'BLE MR. JUSTICE VALMIKI J. MEHTA

ORDER

%

10.01.2017

1. By this writ petition, petitioner had impugned the suspension order dated 14.10.2015.

2. Learned counsel for respondent nos. 2 and 3/school states that since no approval was given by the Director of Education to the suspension of the petitioner, and which is required under Section 8(4) of the Delhi School Education Act, 1973, suspension of the petitioner lapsed on the expiry of 15 days from 14.10.2015 i.e petitioner is no longer in suspension after 15 days from 14.10.2015.

W.P.(C) 6963/2016

page 1 of 2

3. In view of the above, this writ petition has become infructuous except on a limited issue that petitioner states that petitioner has not been paid suspension allowance during the period of suspension. Learned counsel for respondent nos. 2 and 3 states that if the suspension allowance has not already been paid, the same shall be paid to the petitioner within a period of four weeks from today. This is however without prejudice to any disciplinary proceedings which the respondent nos. 2 and 3 may take against the petitioner, of course in accordance with the relevant provisions, circulars, guidelines etc etc under the Delhi School Education Act and Rules, 1973.

VALMIKI J. MEHTA, J

JANUARY 10, 2017

ib