

COCP No. 3835 of 2017 (O&M)
DECIDED ON: JULY 18, 2019

VIJAY KUMAR

.....PETITIONER

VERSUS

K.K. KHANDELWAL FINANCIAL SECRETARY-CUM-PRINCIPAL
SECRETARY HARYANA

.....RESPONDENT

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN.

Present: Mr. Virendra Rana, Advocate
for the petitioner.

Mr. Sandeep S. Mann, Sr. DAG, Haryana.

AVNEESH JHINGAN, J (ORAL)CM No. 12484-CII of 2019

Application is allowed, as prayed for.

Replication filed by the petitioner alongwith Annexures P-7 to P-9
is taken record, subject to all just exceptions.COCP No. 3835 of 2017The present contempt petition has been filed pleading wilful
disobedience of the order dated 04.09.2012 passed in CWP No. 15225 of 2012.

The operational part of the order is reproduced below:-

*"In view of the facts mentioned above, we dispose of this writ
petition with a direction to respondent Nos. 3 and 4 to ensure that
respondent Nos. 7 and 8 close their schools in terms of notices
given to them. Respondent No.2-Financial Secretary-cum-*

Principal Secretary, Haryana, is directed to conduct a survey in the entire State of Haryana to ensure that no school is established/allowed to function in violation of the provisions of Section 18 of the Act of 2009 as well as the provisions of Haryana School Education Act, 1995 and Rules framed thereunder. Survey be completed within four months and a report be placed on record of this case.”

Reply has been filed by the respondent pleading that the survey was conducted and certain number of schools were found to be unauthorized. Even, notices were issued to them. Some of the notices were challenged by various schools in this Court, which were quashed. It has further been pleaded that certain other schools have been identified and notices have been issued. In some cases, action has been taken and in some cases replies are awaited.

After arguing for some time, learned counsel for the petitioner submits that the matter in this regard is pending in a Public Interest Litigation in this Court and he may be allowed to withdraw the present contempt petition with liberty to raise all the grievances in the said petition.

Dismissed as withdrawn with liberty as prayed for.

JULY 18, 2019
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(AVNEESH JHINGAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>