

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1218 of 2021

Sansthapak Mahant Shri-Shri 108 Shri Ram Lakhan Neelkanth Maharaj Vikas Samiti Through Its Secretary Rejeev Lochan Shastri, Aged About 56 Year, S/o Shri Ram Lakhan Shukla, Village - Sirauli, Ward No. 7 Post Kathautiya, Manendragarh, District - Korea, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Principal Secretary, Department Of Education, Mahanadi Bhawan, Mantralaya, Atal Nagar, Raipur Chhattisgarh
2. Directorate Of Public Insrtruction (DPI), Indrawati Bhawan, Raipur Chhattisgarh.
3. The Secretary Sanskrit Vidya Mandalam, Raipur, Chhattisgarh.
4. District Education Officer, District - Korea Baikunthpur, Chhattisgarh.

---- Respondents

For petitioner – Shri Sushil Dubey, Advocate.

For State- Smt. Astha Shukla, PL.

Hon'ble Shri Justice Goutam Bhaduri

Order

09/03/2021

Heard.

1. Learned counsel for the petitioner would submit that an application was preferred by the petitioner by Annexure P-4 on 11/07/2020 to grant recognition to open a school under the name and style 'Navin Sanskrit Vidyalaya'. Thereafter certain requisition was made by the District Education Officer by Annexure P-5 on 3/12/2020. The said demand was also complied with by the letter dated 7/12/2020 (Annexure P-6). He would submit that as per the notification of the State, State has already notified to open school under certain condition, however despite that the District Education Officer has not taken any decision to grant recognition.
2. Learned counsel was asked to satisfy the court as to who is the appropriate

authority who will decide such application, the counsel would submit that it is the District Education Officer is the authority who grants the recognition.

3. In view of such submission, without any observation on the merit as to the authority of the District Education Officer since the application has been filed to the District Education Officer by Annexure P-2, he is directed to decide the same within a further period of 45 days from the date of receipt of this order. It is made clear that this court has not made any observation on the merit as to the power of the authority to grant recognition.

4. With such observation, the petition stands disposed of.

Sd/-

(Goutam Bhaduri)

JUDGE