

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

**CWP No.22587 of 2021
Date of Decision:08.11.2021**

Kamal Kumar

....Petitioner

VS

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTAL

Present: Mr. Surinder Mohan Sharma, Advocate
for the petitioner

SUDHIR MITTAL, J. (Oral)

The petitioner has challenged communications dated 11.03.2020 (Annexure P-9) issued by respondent No.4 as well as that dated 25.01.2021 (Annexure P-10) issued by respondent No.5, wherein it has been conveyed that respondent No.5 is a minority institution and has administrative autonomy. The case of the petitioner is that in fact the State of Haryana has never declared respondent No.5 as a minority institution and, thus, the communications are factually incorrect.

On examination of the record, I find that Annexure P-1 is a judgment of this Court dated 15.11.1983 passed in ***CWP No.581 of 1980 titled as 'Shri Atma Nand Jain College Trust and Management Society Punjab, Ambala City vs. State of Haryana and others'***. The challenge in the said petition was to certain directions issued by the State of Haryana regarding constitution of the governing body of the College. The writ petition was allowed and the directions issued by the State of Haryana were quashed. The directions were issued for releasing the maintenance and grant-in-aid in accordance with policy decisions. Reasoning given behind quashing the impugned orders was that Shri Atma Nand Jain College Trust and Management Society, Punjab, Ambala City had set up Sh. Atma Nand Jain

College for minority community i.e. 'The Jains' and the institution is being run by a minority community. The order of the Single Judge has been upheld in judgment dated 01.02.2011 passed in *LPA No.362 of 1984 titled as 'State of Haryana and another vs. Shri Atma Nand Jain College Trust and Management Society Punjab, Ambala City'*.

In view of the above, the contention of the petitioner is totally misconceived. The writ petition being meritless, is dismissed.

(SUDHIR MITTAL)
JUDGE

08.11.2021
Poonam Negi

Whether speaking/reasoned	Yes/No
Whether Reportable :	Yes/No