

CWP-16887-2023

Date of Decision:04.08.2023

KABYA SINGH

... PETITIONER

VS.

STATE OF U.T. AND OTHERS

.. RESPONDENTS

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present : Mr. Varun Sharma, Advocate
for the petitioner.

Mr. Aman Bahri, Additional Standing Counsel
and Ms. Aashna Gill, Junior Panel Counsel, U.T., Chandigarh
for respondents No.1 and 2.

VIKAS BAHL, J.(ORAL)

1. This writ petition has been filed under Article 226 of the Constitution of India for the issuance of a writ in the nature of mandamus for directing the respondents No.1 and 2 to take action against respondent No.3 for not giving admission to the petitioner under EWS in their school.

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner, the petitioner has sent e-mails dated 18.07.2023 and 19.07.2023 (Annexure P-3) and has also given a representation dated 21.07.2023 (Annexure P-4) and the petitioner would be satisfied in case the District Education Officer, Chandigarh after considering the pleas raised by the petitioner takes a final decision on the same as expeditiously as possible and in case the pleas raised by the petitioner are found to be meritorious, then, appropriate action in accordance with law be taken.

3. Learned Standing counsel appearing for U.T. Chandigarh has submitted that the District Education Officer, Chandigarh would consider the

grievance of the petitioner as expeditiously as possible and in case, the petitioner is found to be meritorious, then, appropriate action would be taken in accordance with law.

4. Keeping in view the above-said facts and circumstances, the present writ petition is disposed of with a direction to the District Education Officer, Chandigarh to consider the pleas raised by the petitioner in the said emails (Annexure P-3) as well as representation dated 21.07.2023 (Annexure P-4) in accordance with law and in case, the District Education Officer, Chandigarh is of the opinion that the pleas raised by the petitioner are meritorious, then, the appropriate action in accordance with law be taken as expeditiously as possible.

5. It is made clear that in case the action is proposed against respondent No.3, then, the District Education Officer, Chandigarh would grant due opportunity to the representative of respondent No.3.

(VIKAS BAHL)
JUDGE

04.08.2023
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