

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-17762-2023

Date of decision : 17.08.2023

Sarva Haryana Private School Trust

... Petitioner

Versus

The State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Pankaj Maini, Advocate
for the petitioner.

Ms. Rajni Gupta, Addl.A.G. Haryana
for the respondents.

VIKAS BAHL, J.(ORAL)

1. This is a civil writ petition filed under Articles 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of certiorari to set aside the letters dated 27.03.2023 (Annexure P-15) and 28.03.2023 (Annexure P-16). A further prayer has been made to direct the respondents to decide the representation dated 25.07.2023 (Annexure P-2).

2. Learned counsel for the petitioner has submitted that for the grievances raised by the petitioner on behalf of 13 schools, the petitioner has given a representation dated 25.07.2023 (Annexure P-2) to the respondents and at this stage, would be satisfied in case respondent no.2 is directed to consider the same in accordance with law in a time bound manner and if after considering the same, in case, the plea by the petitioner

is found to be meritorious, then necessary relief be granted to the petitioner.

It is further submitted that within a period of two weeks from today, the petitioner would also submit additional documents in support of the claim of the 13 said schools, which have been referred to in the representation.

3. Learned State counsel has submitted that respondent no.2 would consider the representation dated 25.07.2023 (Annexure P-2) within a period of 8 weeks from the date of submission of additional documents by the petitioner in support of the claim of the said 13 schools which have been mentioned in the representation.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.2 to consider the representation dated 25.07.2023 (Annexure P-2) of the petitioner, in accordance with law, as expeditiously as possible, preferably within a period of 8 weeks from the date of submission of additional documents in support of the claim of the 13 said schools, which have been mentioned in the representation and in case, after considering the same, the plea of the petitioner is found to be meritorious, then necessary relief be granted to the petitioner and in case, the plea of the petitioner is not found to be meritorious, then a speaking order rejecting the same be passed within a period of 8 weeks from the date of submission of the additional documents.

5. It is made clear that this Court has not opined on the merits of the case and respondent no.2 would consider and decide the representation independently, in accordance with law.

(VIKAS BAHL)
JUDGE

August 17, 2023

Davinder Kumar