

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-19339-2023

Date of decision : 02.09.2023

Aman Saini

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHLPresent: Mr.Naveen Daryal, 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 in the nature of mandamus directing respondent no.5 to grant admission to the petitioner in 10+1 (Arts Stream) in Saarthak Government IMSS School, Sector 12-A, Panchkula.

2. Learned counsel for the petitioner has submitted that the petitioner has cleared the supplementary examination of 10th class and he has already been declared as “pass” but respondent no.5-school has not admitted the petitioner in Class 10+1. It is further submitted that for the grievances raised by the petitioner, the petitioner has given a legal notice dated 25.08.2023 (Annexure P-5) to respondent no.5 and at this stage, would be satisfied in case respondent no.5 considers the said legal notice in a time bound manner and if after considering the same, in case, the plea of the petitioner is found to be meritorious, then necessary relief be granted to

the petitioner.

3. Learned State counsel has submitted that respondent no.5 would consider legal notice dated 25.08.2023 (Annexure P-5) and decide the same within a period of ten days from the date of the receipt of certified copy of the present order.

4. Keeping in view the above said facts and circumstances, the present petition is disposed of with a direction to respondent no.5 to consider the legal notice dated 25.08.2023 (Annexure P-5) and decide the same, in accordance with law, as expeditiously as possible, preferably within a period of ten days from the date of the receipt of certified copy of the present order 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 ten days from the date of the receipt of certified copy of the present order.

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

(VIKAS BAHL)
JUDGE

September 02, 2023
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No