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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-10698-2021(O&M)
Date of decision:18.10.2024

(I)
Shivalik Public School

...Petitioner

VERSUS

State of Punjab and others

...Respondents

CWP-12793-2021(O&M)

(II)
Shivalik Public School

...Petitioner

VERSUS

Union of India and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Dilpreet Singh Gandhi, Advocate, for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

Mr. Pankaj Gupta, Senior Panel Counsel,
for respondent/Union of India.

Mr. Kannan Malik, Advocate,
for respondent No.6 in CWP-10698-2021 and
for respondent No.2 and 3 in CWP-12793-2021.

JASGURPREET SINGH PURI, J. (Oral)

1. After arguing for some time, all the learned counsels for the parties are *ad idem* that both the petitions may be disposed of by issuance of directions to the State of Punjab.



2. Learned counsel appearing on behalf of the petitioner submitted that the subject matter of the present petitions was that during the Covid-19 pandemic period the teachers of the School were not paid salary and that is why the 'No Objection Certificate' which was granted by the State of Punjab to the School was withdrawn. He submitted that all the teachers have been paid salary except for one who has not turned up for receiving the salary and therefore, the cause on the basis of which the 'No Objection Certificate' was withdrawn by the State of Punjab would not survive in the present petitions. All the learned counsels for the parties have stated that let the State of Punjab pass now a fresh order as to whether the 'No Objection Certificate' to the School is to be withdrawn or not in view of the changed circumstances.

3. In view of the aforesaid facts and circumstances, both the petitions are disposed of with a direction to the Department of School Education, State of Punjab to pass a fresh order due to changed circumstances as stated by the learned counsel for the petitioner with regard to cancellation of 'No Objection Certificate' which was passed vide order dated 30.03.2021 (Annexure P-33) on the ground of non-payment of salary. Till a fresh order is passed by the Department of School Education, Government of Punjab, the interim order dated 28.06.2021 passed in CWP No.10698 of 2021 shall remain in operation.

(JASGURPREET SINGH PURI)
JUDGE

18.10.2024
rakesh

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