

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-12905-2023 (O&M)
Date of decision: 05.12.2024

Arya Uchttar Madhymik Vidyalya, Narwana and others ...Petitioners
VERSUS
Deputy Commissioner, Jind and others ...Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present :- Mr. R. Kartikeya, Advocate for the petitioners.

Mr. Pankaj Mulwani, DAG Haryana.

Mr. Ashwani Bakshi, Advocate for the applicant
in CM-12549-CWP-2024; CM-14422-CWP-2023;
CM-14424-CWP-2023; CM-14425-CWP-2023
and CM-14426-CWP-2023.

VINOD S. BHARDWAJ, J. (Oral)

CM-14424-CWP-2023

Prayer in the application is for impleadment of the applicant as
respondent No.5 in the main petition.

Learned counsel appearing on behalf of the non-
applicants/petitioners has no objection to the impleadment without prejudice
to his rights and without acknowledging any entitlement of respondent-
applicant.

In view of the above, the application is **allowed** and applicant is
impleaded as respondent No.5.

Amended Memo of Parties is taken on record.

Main case:

The instant writ petition has been filed by the petitioners for
issuance of a writ in the nature of Mandamus directing the respondents to

provide Police assistance for peaceful handing over of change and



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possession of the Arya Senior Secondary School; Arya Kanya Mahavidyala; and MDN Public School, Narwana to the petitioners-Societies in terms of the approval granted vide order dated 27.04.2023 and order dated 04.05.2023 passed by the Duty Magistrate.

Learned counsel appearing on behalf of the newly added respondent contended that the present writ petition has been rendered infructuous since the petitioners are seeking handing over of possession on the strength of order dated 27.04.2023 and that in the interregnum, the District Registrar of Societies, Jind passed an order dated 22.09.2023 whereby an Administrator had been appointed to take over the Management/Supervisory control of the said Schools and the order dated 27.04.2023 has been held to be null & void by the issuing authority viz. the Director Secondary Education as per memo No.7/43-2023 PS(3) dated 13.10.2023 (Annexure A-1). The issuance of said communication is not disputed although the issues involved are stated to be alive by the learned counsel for the petitioners.

Be that as it may, while keeping the questions open, the present writ petition is disposed of as having been rendered infructuous in view of the subsequent developments as pointed out by the counsel for respondent No.5.

All pending civil misc. application(s), if any, stand disposed of.

(VINOD S. BHARDWAJ)
JUDGE

05.12.2024

Mangal Singh

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