



274+277 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision : 10-02-2025

1.

CWP-9914-2020 (O&M)

SABAD PRAGAAS ACADEMY, DHARAMKOT, GURDASPUR ANS
ORS

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)
2.

CWP-10046-2020 (O&M)

SRI GURU HARGOBIND CONVENT SCHOOL AND ORS.

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)
3.

CWP-15116-2020 (O&M)

BRITISH PUBLIC ACADEMY

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)
4.

CWP-17423-2020 (O&M)

DATA BANDHI CHHOD PUBLIC SCHOOL, AMRITSAR AND ORS.

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)
5.

CWP-1163-2021 (O&M)

SHRI GURU NANAK DEV PUBLIC SCHOOL LAMBIDHAB SRI
MUKTSAR SAHIB AND ORS.

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

6. CWP-4351-2021 (O&M)

DOON OXFORD SCHOOL THAKKARWAL PAKHOWAL ROAD,
LUDHIANA PUNJAB AND ORS.

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

7. CWP-7230-2021 (O&M)

KUNDAN VIDYA MANDIR SENIOR SECONDARY SCHOOL,
MUKERIAN THROUGH ITS AUTHORISED SIGNATORY SACHIN
SAMYAL

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)]

8. CWP-15273-2022 (O&M)

CAMBRIDGE OVERSEAS SCHOOL, KUKERIAN, THROUGH ITS
AUTHORISED SIGNATORY SACHIN SAMYAL

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

9. CWP-15596-2020 (O&M)

KNIGHTS INTERNATIONAL PUBLIC SCHOOL

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

10. CWP-15571-2021 (O&M)

BHAI GURDAS PUBLIC SCHOOL AND ORS.

.....Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

.....Respondent(s)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dilpreet Singh Gandhi, Advocate
for the petitioner in CWP No.9914, 10046, 15116, 17423 of
2020 and CWP Nos.1163 and 4351 of 2021 and
CWP No.15273 of 2022. (*joined through V.C.*).

Mr. Randeep Singh Gill, Advocate with
Mr. Kunal Goyal, Advocate
For the petitioner in CWP No.15116 of 2020.

Mr. Keshav Pratap Singh, Advocate with
Mr. Ankit Chaudhary, Advocate and
Mr. Anmol Puri, Advocate
For the petitioner in CWP No.7230 of 2021.

Mr. Abhilaksh Gaind, Advocate with
Mr. Rakesh Roy, Advocate
For respondent No.4.

Mr. T.P.S Walia, AAG Punjab.

Mr. Kannan Malik, Advocate
For respondent No.6-CBSE in all the petitions.

HARSIMRAN SINGH SETHI, J. (Oral)

1. Present bunch of ten writ petitions involve common question of law in the context of common set of facts and thus they are being decided by a common order.

2. In the present bunch of petitions, the grievance being raised by the petitioners-Institute is that the condition of seeking “*No Objection Certificate*” has been made mandatory by Education Officer, Government of Punjab vide impugned order dated 11.02.2020, copy of which has been appended as Annexure P-7.

3. Learned counsel for the petitioner(s) submits that the said condition imposed by C.B.S.E vide circular No.10 dated 08.07.2023 is only qua the new schools which are to be granted affiliation and not the schools who have been granted affiliation qua the extension is to be granted to schools with respect to the affiliation.

4. Learned counsel for the petitioner(s) submits that the letter issued by the Central Board of Secondary Education has been misinterpreted by the Government of Punjab while issuing the impugned order dated 11.02.2020 (Annexure P-7).

5. Learned counsel appearing on behalf of the respondent No.6-CBSE sides with the argument of the learned counsel for the petitioner that “**No Objection Certificate**” is not required qua the institutions who have already been granted the affiliations but same to be granted the extension and “**No Objection Certificate**” is only applicable in case, any new school is to be established.

6. Learned counsel for the respondent-State submits that the memo dated 11.02.2020 was issued by the State keeping in view the circular issued by the CBSE and in case, the CBSE is of the view that the “**No Objection Certificate**” is not required qua the institute who have already been granted the affiliation or even those institute which require extension in respect of affiliation, no such condition will be put in their case and “**No Objection Certificate**” will be required only in case, a new institution is seeking affiliation of the CBSE.

7. Learned counsel for the parties submits that keeping in view the statement of the learned counsel appearing on behalf of the CBSE and the

State, the grievance raised by petitioners in the present bunch of petitions have been redressed and the present petitions may kindly be disposed of as having been not pressed any further.

8. Ordered accordingly.
9. Pending application, if any, also stands disposed of.
10. Photocopy of this order be placed on the files of other connected cases.

10-02-2025
Sapna Goyal

(HARSIMRAN SINGH SETHI)
JUDGE

NOTE:

Whether speaking: YES
Whether reportable: NO