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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 517/2025 and CM APPL. Nos. 2416/2025, 23897/2025,
23982/2025 and 27664/2025

DAGAR JAN SHIKSHA VIKAS SAMITI AND ANR.....Petitioners

Through: Mr. Sacchin Puri, Sr. Adv. with Mr.
Prakash Kumar, Mr. Sandeep Pathak,
Mr. Praveen Kumar, Mr. Pushpender
Kaushik, Mr. Shivam Srivastva, Mr.
Subodh Kumar, Mr. Prince Kumar,
Mr. Siddharth Jha, Mr. Fardeen Khan
and Mr. Harsh Vardhn, Advs.

versus

UOI AND ORS

.....Respondents

Through: Mr. Vinay Yadav, SPC with Mr.
Ansh Kalra, Ms. Kamna Behrani and
Mr. Divyanshu Sinha, Advs. for UOI.
Mr. M.A. Niyazi, SC with Ms.
Anamika Ghai Niyazi, Ms. Kirti
Bhardwaj, Ms. Nehmat Sethi and Mr.
Arquam Ali, Advs. for CBSE.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

% **27.05.2025**

1. The present petition has been filed under Article 226 of the
Constitution of India seeking following relief:

*“A. It is, therefore expedient, in the interest of justice that this
Hon'ble Court may be pleased to issue a writ of mandamus or
certiorari or any other writ or direction or order whereby the order
dated 29/30.10.2024 and 30.11.2024 passed by Respondents No. 2
to 5 be quashed/ set – aside.”*



2. Notice in the present case was issued on 15.01.2025.
3. The case set out in the petition is that the respondent CBSE *vide* its order dated 29/30.10.2024 had, *inter alia*, withdrawn the provisional affiliation granted to the petitioner school upto Senior Secondary Level, with immediate effect. The operative part of the said order reads as under:

*“1. The provisional affiliation granted to the school be withdrawn with immediate effect.
2. Student in class X and XII are permitted to appear from the same school for session 2024-25.
3. However, the students who are presently in class IX and XI shall be shifted to nearby school by Regional Officer, Delhi (East). The school shall not take any new admissions or promote the students of lower classes in IX and XI by natural progression, hereafter.
4. The school may seek restoration of affiliation upto secondary level after lapse of one academic year i.e. from 2026-27 after ameliorating the deficiencies pointed out with regard to running upto Secondary level.
5. The school may seek restoration of affiliation upto Senior Secondary level only at least after 02 academic years of restoration upto secondary level, if so sought and granted.”*

4. The petitioner school submitted its review representation dated 20.11.2024 against the aforesaid order, which also came to be rejected *vide* impugned order dated 30.11.2025 observing that every aspect of the representation has been carefully considered and there is no requirement of any modification in the order dated 29/30.10.2024.
5. Mr. Sacchin Puri, learned Senior Counsel for the petitioner submits that in so far as the disaffiliation of the school for the Senior Secondary level is concerned, the petitioner is not pressing the present petition against the same, however, the concern of the petitioner is the disaffiliation of the petitioner till the secondary level (i.e. classes IX and X) in respect of which



there is no allegation of dummy admissions.

6. He further submits that in so far as the deficiencies pointed out in the impugned order with regard to the infrastructure, the number of teachers etc. is concerned, the same are curable and the petitioner will cure them in a time bound manner.

7. He thus, contends that liberty may be granted to the petitioner to make a representation to the respondent/CBSE with a request to restore the affiliation upto Secondary Level and the petition may be disposed of. He further submits that the impugned order to the extent it disaffiliates the petitioner school upto secondary level may not be given effect to till the disposal of petitioner's representation by the CBSE.

8. In view of the limited prayer articulated by Mr. Puri, this Court is of the view that the present petition can be disposed of with liberty as aforesaid.

9. Mr. M.A. Niyazi, learned Standing Counsel appearing on behalf of respondent/CBSE submits that the respondent has no objection in case appropriate directions are passed by this Court.

10. Accordingly, regard being had to the undertaking given by the petitioner *apropos* curing of deficiencies as pointed out in the order dated 29/30.10.2024, in a time bound manner, liberty is granted to the petitioner to make representation to the CBSE, within a period of three weeks, requesting for restoration of its affiliation up to secondary level. If any such representation is made, the same shall be considered and disposed of by the CBSE within two weeks thereafter, by a speaking order, bearing in mind the curable nature of defects; the steps taken or to be taken by the petitioner school to cure the same and most importantly, the interest of the students



studying classes IX and X. The CBSE shall be at liberty to conduct fresh inspection of the petitioner school, if deemed appropriate.

11. Further, keeping in mind that the students studying in classes IX and X of the petitioner school are also adversely affected and displaced by the impugned decisions, it is directed that the order dated 29/30.10.2024 and the impugned order dated 30.11.2025, to the extent they disaffiliate the petitioner school for the secondary level, shall not be given effect to, till passing of the speaking order.

12. Needless to say, that the petitioner school will not run classes XI and XII nor will it induct any fresh students for said classes.

13. The petition along with pending applications stands disposed of in the above terms.

VIKAS MAHAJAN, J

MAY 27, 2025
N.S.ASWAL