IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

CWPIL No. 30 of 2025
Decided on : 16.11.2026

Shri Amarjeet

…Petitioner

Versus

State of Himachal Pradesh and others

…Respondents

Coram
The Hon'ble Mr. Justice G.S. Sandhawalia, Chief Justice.
The Hon'ble Mr. Justice Bipin C. Negi, Judge.
Whether approved for reporting?[1]

For the petitioner	**:**	Mr. Shubham Sood, Advocate.
For the respondents	**:**	Mr. Pranay Pratap Singh, Additional Advocate General, for the respondents-State. Mr. Naresh K. Sharma, Advocate, for respondent No.8.

G.S. Sandhawalia, Chief Justice *(Oral)*

The prayer made in the present Public Interest Litigation is for stopping the functioning of respondent No.8, namely, Aprajita Anathalya Sansthan, Bhager, District Bilaspur, which is running as a Child Care Institution and that the children be shifted, since there are disputes regarding the re-registration of the said respondent despite adverse

1 *Whether reporters of the local papers may be allowed to see the judgment?*

reports submitted by respondents No.3 and 4, namely, the Deputy Commissioner Bilaspur, District Bilaspur and the District Legal Service Authority, Bilaspur, District Bilaspur, respectively.

2. While issuing notice on 29.05.2025, it had been noticed that there was only a provisional Certificate of Registration issued on 03.10.2024, which had expired on 02.04.2025 and the respondent was still continuing to keep the juveniles and resultantly, we had directed that the Secretary, District Legal Services Authority, Bilaspur, to inspect the premises and submit his report, keeping in view the earlier inspection done.

3. Now, we have been informed that the Certificate of Registration No. 07/2025 of Aprajita Anathalya Sansthan, Bhager, District Bilaspur, has been renewed by the Director, Women and Child Development, Himachal Pradesh, for a period of five years commencing with effect from 11.02.2026 to 10.02.2031, under Section 41(6) of the Juvenile Justice (Care and Protection of Children) Act, 2015. The said respondent has a capacity of having 25 children.

4. Counsel for the State has also brought to our

notice that the said respondent had also filed a Civil Writ Petition No. 3907 of 2024, which was disposed of vide order dated 09.05.2024 whereby direction had been issued by the learned Single Judge to decide the representations after affording an opportunity of personal hearing.

5. In the reply filed by respondent No.8, specific averments have been made regarding the locus standi of the petition as such and submitted that there was an election dispute and one Akshay Sharm, who is close friend of Sh. Nishant Kumar, had started to misbehave with the President of respondent No.8 and even a false FIR had been registered against him on 10.10.2021, under Sections 3(1)(r), 3(1)(s) of Scheduled Castes and the Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Section 506 of the Indian Penal Code. Copy of photograph of the petitioner and Sh. Nishant Kumar downloaded from the social media has also been appended as Annexure R-8/4.

6. Keeping in view this background, we are of the considered opinion that the dispute of maintainability of the Public Interest Litigation has to be kept in mind, whereas, the personal vendetta as such, can be a reason for initiating the

litigation to harass the other side.

7. In such circumstances, this Court is not inclined to entertain the present Public Interest Litigation for the reasons given above and the same is accordingly dismissed. Pending miscellaneous application(s), if any, also stand disposed of accordingly.

(G.S. Sandhawalia)
Chief Justice

(Bipin C. Negi)
Judge

November 16, 2026
(Shivank Thakur)