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

+ **W.P.(C) 5053/2020**

DEEPA CHHIBBER & ORS.Petitioners
Through: Ms. Asha Jain Madan and Mr.
Mukesh Jain, Advocates.
versus

DAYANAND ADARSH VIDYALAYA & ORS.Respondents
Through: Mr. Manish Gupta, Mr. Prateek
Gupta, Mr. Rishabh Rai and Mr.
Ravi, Advocates for R-
1/Applicant.

CORAM:
HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER
% **24.01.2025**

CM APPL. 4432/2025 (for vacation of interim order)

1. This application has been filed by respondent No. 1-Dayanand Adarsh Vidyalaya ["school"] for vacation of an interim order dated 23.12.2024, by which the school was directed to release the salaries and emoluments to the petitioners for a period of six months, without prejudice to the rights and contentions of the parties. Compliance was to be effected before the next date of hearing, i.e. 17.01.2025. The order has admittedly not been complied with, and it is now contended that the order ought to be vacated.
2. Mr. Manish Gupta, learned counsel for the applicant, submits that the order dated 23.12.2024 has been passed in respect of reliefs which were sought to be added to the writ petition by way of an amendment



application [CM APPL. 75400/2024], which has not yet been allowed. He points out that notice was issued in the amendment application on 23.12.2024 itself.

3. Ms. Asha Jain Madan, learned counsel for the writ petitioner, disputes these contentions and also submits that the application is not maintainable as it is really an attempt to revisit the order dated 23.12.2024, which can only be done by way of review or appeal.

4. For the present, it is directed that the application will be listed alongwith the writ petition on the date already fixed, i.e., 14.02.2025. The writ petitioner and the Directorate of Education may file responses to the application, without prejudice to the contentions on maintainability thereof.

5. Replies be filed within a period of one week from today, and rejoinders thereto, if any, may be filed within one week thereafter.

6. List on the date already fixed, i.e. 14.02.2025.

PRATEEK JALAN, J

JANUARY 24, 2025/MR/kb/