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

+ **W.P.(C) 6258/2024**

RAJINDER KAUR SHARMA Petitioner

Through: **Ms. Indrani Ghosh, Advocate.**

versus

**MANAGING COMMITTEE SRI SATHYA SAI VIDYA VIHAR &
ANR.** Respondent

Through: **Mrs. Avnish Ahlawat, Standing
Counsel, GNCTD alongwith Mrs.
Tania Ahlawat, Mr. Nitesh Kumar
Singh, Ms. Laavanya Kaushik, Ms.
Aliza Alam and Mr. Mohnish
Sehrawat, Advocates.**

CORAM:

HON'BLE MR. JUSTICE TUSHAR RAO GEDELA

ORDER

03.05.2024

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(The proceeding has been conducted through Hybrid Mode)

1. This is a writ petition under Article 226 of the Constitution of India, *inter alia*, seeking following reliefs:

“(a) Pass a writ, order or direction in the nature of mandamus directing the Respondent school to give effect to the 100% promotion Rule as held in Geetha S. Nair's case for Petitioner and also in view of the fact that in her entire career the Petitioner has never been communicated any adverse entries in ACRs under Rule 112(6) of the Rules;

(b) Pass a writ, order or direction in the nature of declaration declaring that the action of the Respondent No.1 taking away in 2024, the teaching of Classes XI &



XII Painting given to the Petitioner in 2023 & giving them to a totally inexperienced PRT, though qualified, after due certification of Petitioner being fully qualified PGT before CBSE on 27/04/2023 while seeking sanction of Painting as a subject from 2023 for classes XI & XII and then illegally keeping the Petitioner on ad hoc basis for a year despite circular dt. 04/10/2007 of the Respondent No.2;

(c) Pass a writ, order or direction in the nature of mandamus commanding the Respondent No.2 to take action against the Respondent school for not abiding by the provisions of the Act & Rules which is a precondition for any recognised school to continue to be recognised under Rule 50 of the Rules.”

2. As of now, this Court is only issuing notice for the presence of the respondent nos. 1 & 2 without seeking any counter affidavit, to ascertain the facts.
3. Mrs. Ahlawat, learned counsel appearing for respondent no.2/DOE accepts notice and seeks some time to take instructions in the matter.
4. List on 22.08.2024.

TUSHAR RAO GEDELA, J

MAY 3, 2024

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