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

+ **CONT.CAS(C) 1069/2022**

KRITI SHARMA

.....Petitioner

Through: Adv. Mr. Sanjay Vashishtha along
with Mr. Siddhartha Goswami, Adv
and Ms. Gunjan Rathore, Adv.

versus

REVEREND FATHER SAVARIRAJ

.....Respondent

Through: Sr Adv Mr Romy Chacko, Adv Mr
Sachin Singh Dalal, Mr. Akshat Singh
and Mr. Joe Sebastian, Advs.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **25.03.2025**

1. Pursuant to previous order dated 19th March 2025, counsel for respondent appears and states that the order dated 17th November 2017 passed by the Delhi School Tribunal stood confirmed by the Coordinate Bench of this Court vide order dated 04th July 2022 in **W.P.(C) 212/2018** had directed as under:

“46. In view of the above discussion, this Tribunal is of considered opinion that the report of I.O. dated 09.09.2016 is not based on any legally admissible evidence and is pervert. Entire inquiry proceedings, right from the issuing of charge-sheet and appointing of I.O. are illegal. In these circumstances, the impugned order of removal of the Appellant passed on the basis of the alleged pervert inquiry report dated 09.09.2016 is also illegal and arbitrary. The punishment of removal of Appellant from the service for not signing the staff attendance register in the evening while leaving in the evening is also highly disproportionate. The



appeal of the Appellant is accepted with cost and the impugned order dated 28.12.2016 is set aside. The order of removal of the Appellant from the service is absolutely illegal and arbitrary; hence, the cost is assessed at Rs. 1,10,000/- to be paid by Respondent School. Respondent No.1 is directed to reinstate the Appellant within one month of passing this order. Appellant will be entitled for full wages from the date of this order. Appellant will also be entitled all the consequential benefits.

47. With respect to the back wages, in view of Rule 121 of Delhi School Education Act and Rules, 1973, the Appellant is directed to make exhaustive representation to the school within a period of 4 weeks from the date of this order, as to how and in what manner the Appellant will be entitled to complete wages. the respondent No.1 School is directed to decide the representation given by the appellant within a week of receiving the same by a separating order and to communicate the order along with the copy of the same to the Appellant. Order accordingly. Files to be consigned to record room.”

2. It is stated that petitioner has already been reinstated.
3. As regards back wages, Rule 121 of the Delhi School Education Act and Rules, 1973 has to be complied with.
4. A representation has already been made by the petitioner.
5. The concerned Committee is meeting on 25th April 2025, when this issue will be taken up.
6. Counsel for respondent states that the Managing Committee shall take a decision on 25th April 2025.
7. List on 09th July 2025, the date already fixed.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

MARCH 25, 2025/MK/na