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

+ W.P.(C) 11984/2024, CM APPL. 49859/2024, CM APPL. 49860/2024

PARENTS ASSOCIATION AHLCON PUBLIC SCHOOL

.....Petitioner

Through: Mr. Gautam Narayan, Sr. Adv. with
Ms. Asmita Singh, Mr. Tushar Nain,
Mr. Anirudh Anand, Mr. Punishk
Handa and Mr. Abheet Mangaleek,
Advs.

versus

DIRECTORATE OF EDUCATION & ANR.Respondents

Through: Mr. Abhinav Sharma and Ms. Avsi
Malik, Advs. for R-1.
Mr. Ashwary Kathed, Adv. for R-2.

+ W.P.(C) 15767/2024, CM APPL. 66159/2024, CM APPL. 66160/2024

AHLCON PUBLIC SCHOOLPetitioner

Through: Mr. Gautam Narayan, Sr. Adv. with
Ms. Asmita Singh, Mr. Tushar Nain,
Mr. Anirudh Anand, Mr. Punishk
Handa and Mr. Abheet Mangaleek,
Advs. for applicant.

versus

DIRECTORATE OF EDUCATIONRespondent

Through: Mr. Abhinav Sharma and Ms. Avsi
Malik, Advs. for R-1.
Mr. Raghvendra Upadhyay, Adv. for
GNCTD.

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA



ORDER

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11.02.2025

W.P.(C) 11984/2024

1. Respondent no. 2/ School has not filed the counter affidavit. Learned counsel for respondent no. 2 is seeking time to file a counter affidavit on the grounds that they are in the process of verification, as some of the petitioners have informed that their names have been included with the petitioner without their consent.
2. Mr. Gautam Narayan, learned senior counsel for the petitioner, has vehemently opposed this plea.
3. Let the counter affidavit be filed within four weeks with an advance copy supplied to the learned counsel for the petitioner. Rejoinder, if any, be also filed within to weeks thereto.

CM APPL.8108/2025

4. The present application has been moved with the following prayer:
 - (i) *Allow the present application and direct Respondent No.2/Ahlcon Public School to recall the Circular dated 22.04.2024 whereby the school fee was enhanced;*
 - (ii) *Allow the present application and directed Respondent No.2/Ahlcon Public School to reflect the fees as approved prior to Circular dated 22.04.2024 on the parent portal;*
 - (iii) *Restrain Respondent No.2/Ahlcon Public School from demanding enhanced fees as a pre-condition for issuance of Admit Cards, Transfer/Migration certificates etc.;*
 - (iv) *Restrain Respondent No.2/Ahlcon Public School from demanding enhanced fees as a pre-condition for releasing the examination results;*
 - (v) *Restrain Respondent No.2 /Ahlcon Public School from charging the enhanced fees:*
 - (vi) *Restrain Respondent No.2/Ahlcon Public School from taking any coercive action against its students with respect to the hike of fees;*



*(vii) Pass an order granting ex-parte ad interim relief in terms of Prayers (i) to (vi) above; and
(viii) Pass such further order(s) as this Hon'ble Court may deem fit in the interest of justice.*

5. Mr. Gautam Narayan, learned counsel, submits that the school is coercing the students to pay the enhanced fee as a precondition for issuance of admit cards, transfer migration certificate, etc. and as well for releasing the examination result.

6. Issue notice.

7. Learned counsel appearing on behalf of the respondent nos. 1 & 2 has accepted the notice and seeks time to file the reply.

8. Let the reply be filed within four weeks with an advance copy to the opposite party.

9. This court, vide order dated 08.10.2024, has already directed that the school shall not take any coercive steps against the students without the prior permission of the Court with respect to the high fees.

10. In view of this order, respondent no. 2/School shall not insist on paying the enhanced fee as a precondition for issuance of admit card, transfer migration certificate, etc. and examination result till the next date of hearing.

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11. Learned counsel for the Department of Education (DOE) seeks time to file counter affidavits.

12. Let the Counter Affidavit be filed within four weeks with an advance copy supplied to the other parties. Rejoinder thereto be also filed within four weeks thereafter.



CM APPL.8124/2025

13. Mr. Gautam Narayan learned senior counsel for the applicants Parents Association Ahlcon Public School, submits that the Association is a necessary party in this case.
14. Learned senior counsel submits that regarding the same issue, the association has filed a writ petition 11984/2024, which is pending disposal.
15. Issue notice.
16. Learned counsel appearing on behalf of the petitioner/non-applicant has accepted the notice and seeks time to file the reply. Let the reply be filed within four weeks with an advance copy supplied to the other party.
17. List on 11.07.2025.

DINESH KUMAR SHARMA, J

FEBRUARY 11, 2025/PU/HT