



\$~37-38 and 2&3

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

+ W.P.(C) 15441/2024 & CM APPL. 64793/2024

SUBHASH PANDEY

.....Petitioner

versus

NIRMAL BHARTIA SCHOOL & ANR.

.....Respondents

+ W.P.(C) 15467/2024 & CM APPL. 64898/2024

NEERJA SHARMA

.....Petitioner

versus

NIRMAL BHARTIA SCHOOL & ANR.

.....Respondents

+ W.P.(C) 15907/2024 & CM APPL. 66782/2024

NIRMAL BHARTIA SCHOOL

.....Petitioner

versus

DIRECTOR OF EDUCATION & ANR.

.....Respondents

+ W.P.(C) 15914/2024 & CM APPL. 66790/2024

NIRMAL BHARTIA SCHOOL

.....Petitioner

versus

DIRECTOR OF EDUCATION & ANR.

.....Respondents

Appearances:

Mr. Sushil Dutt Salwan, Sr. Advocate with Mr. Arjun Garg, Advocate for petitioner in item Nos. 2 and 3 and for R-1 in item Nos. 37 and 38.

Mr. Nishant Dubey, Advocate for Mr. Yeeshu Jain, ASC for DoE in item Nos. 2 and 3.

Mr. Anuj Aggarwal, Mr. Manish Jain, Mr. Amit Kumar, Mr. Sachin Chaudhary, Advocates for R-2 in item Nos. 2 and 3 and for petitioner in item Nos. 37 and 38.



Ms. Latika Choudhary, Advocate for DoE in item Nos. 37 and 38.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

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17.03.2025

1. The challenge in these writ petitions is to an order of the Delhi School Tribunal ["the Tribunal"] dated 12.08.2024 in appeals filed by two employees of Nirmal Bhartia School ["the School"], by which they challenged the decision of the School treating them as surplus.
2. The Tribunal held that the decision of the School was vitiated by want of approval of Directorate of Education under Section 8(2) of the Delhi School Education Act, 1973. The School has filed two writ petitions (W.P.(C) 15907/2024 and W.P.(C) 15914/2024) challenging these findings.
3. The employees, on the other hand, filed W.P.(C) 15541/2024 and W.P.(C) 15467/2024, challenging the failure of the Tribunal to grant the relief of reinstatement and back wages, and instead to grant lumpsum compensation.
4. Issue notice in all the four writ petitions. Mr. Arjun Garg, learned counsel, accepts notice on behalf of the School. Mr. Anuj Aggarwal, learned counsel, accepts notice on behalf of the employees. Mr. Yeeshu Jain, learned Additional Standing Counsel, accepts notice on behalf of Directorate of Education in W.P.(C) 15907/2024 and W.P.(C) 15914/2024. Mr. Latika Choudhary, learned counsel, accepts notice on behalf of Directorate of Education in W.P.(C) 15541/2024 and W.P.(C) 15467/2024.



5. Counter affidavits be filed within four weeks from today. Rejoinders thereto, if any, be filed within two weeks thereafter.
6. Learned counsel for the parties are also directed to file written submissions and copies of any judgments upon which they wish to rely. Written submissions may be filed in W.P.(C) 15541/2024, covering all the four cases within four weeks.
7. List on 21.08.2025.

PRATEEK JALAN, J

MARCH 17, 2025
'Bhupi/kb'/'