



Court on its own motion Vs. State of HP & Ors.

**CMP Nos. 14717/2022, 14718/2022 & CMP
No. 14804 of 2022 in CWPIL No. 146 of 2017**

20.10.2022 **Present:** Ms. Neha Negi, Advocate vice Mr. Ajay Kumar
Dhiman, Advocate, for applicant in CMP
No. 14717/2022.

Mr. Devender Sharma & Mr. Subhash Mohan Snehi,
Advocates, for the applicant in CMP Nos. 14718 &
14804 of 2022.

Mr. Ashok Sharma, Advocate General with Mr. Ranjan
Sharma and Ms. Ritta Goswami, Additional Advocates
General and Mr. Gaurav Sharma, Deputy Advocate
General for respondents-State.

CMP No. 14717 of 2022

Ms. Neha Negi, Advocate, learned vice counsel
appearing for the applicant seeks leave to withdraw the instant
application, with liberty to file such application after elections.

Accordingly, the application is allowed to be withdrawn
with liberty, as prayed.

The application to stand disposed of.

CMP Nos. 14718/2022 & 14804/2022

These applications are filed by the President of
Gram Panchayat, Thunag as well as President of Mela
Committee, Seraj Deep Utsav, Tehsil Thunag, District Mandi
for organizing a Mela known as ‘Seraj Deep Utsav’ from
24.10.2022 to 27.10.2022 in the playground of Government
Senior Secondary School, Thunag, District Mandi, H.P.

The learned counsel for the applicant has
submitted that there are vacations in the said school and the



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Seraj Deep Utsav shall be celebrated w.e.f. 24.10.2022 to 27.10.2022 from 10:00 am to 5:00 pm and thereafter from 7:00 pm to 10:00 pm every day in the playground of aforesaid school during vacations. He has invited the attention of 'no objection' granted by the Principal, Government Senior Secondary School, Thunag, District Mandi, H.P., in favour of Gram Panchayat, Thunag to organize Seraj Deep Utsav, 2022 in the playground of aforesaid school with effect from 24.10.2022 to 27.10.2022. It is also submitted that last year also, such permission was granted to organize the said Seraj Deep Utsav.

Having regard to the facts and circumstances, we allow the applications subject to the following conditions:-

- (i) That no damage shall be caused to the property of the school and its playground, where the Seraj Deep Utsav, 2022 is proposed to be organized.
- (ii) That after the Seraj Deep Utsav, 2022 is over, the playground shall be handed over to the Principal of the school aforesaid in a neat and clean condition and it shall be ensured that no plastic is used except the one permissible under the law.
- (iii) That the applicant shall follow the COVID-19 protocols, such as norms of social distancing and use of masks etc. and other guidelines issued by the State Government and the Central Government.
- (iv) That law and order shall be maintained by the local administrative during the said period.



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(v) That the applicant shall deposit a sum of Rs. 11,000/- in the Students Welfare Fund of the school concerned.

The applications to stand disposed of.

(A.A. Sayed)
Chief Justice

(Jyotsna Rewal Dua)
Judge

October 20, 2022
(Guleria)