



Court on its own motion Vs. State of H.P. & others

CMP No. 15086 of 2022
in CWPII No. 146 of 2017.

CMP No. 15086 of 2022

03.11.2022 Present: Mr. Dewa Nand, Advocate, for the applicant.
Mr. Yudhvir Singh Thakur, Deputy Advocate General,
for the respondents-State.

This application has been filed by the applicant-
Mangleshwar Devta Committee Balag, for permission to organize
“Ekadshi Fair” in the playground of Government Senior Secondary
School, Balag, Tehsil Theog, District Shimla, H.P. w.e.f. 06.11.2022
to 08.11.2022.

2. Learned Counsel for the applicant submits that on 6th
& 8th November, 2022, there are holidays and on 7th November,
2022, the programme will be conducted only after school hours and
the functioning of the school would not be affected. It is further
submitted that earlier also, such permissions have been granted. In
the facts and circumstances of the case, we allow the application
subject to the following conditions:

- (i) *That no damage shall be caused to the
property of the school and its playground,
where the event is proposed to be organized.*
- (ii) *That after the event 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. The*



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administration shall ensure that the playground is cleaned after the event.

- (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 the law and order shall be maintained by the local administration during the said period.*
- (v) That the applicant shall deposit a sum of Rs.11,000/- in the Students Welfare Fund of the school concerned.”*

3. The application is allowed in the above terms and to stand disposed of.

(A.A. Sayed)
Chief Justice

November 03, 2022
(hemlata)

(Jyotsna Rewal Dua)
Judge



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