



Court on its own motion vs. State of H.P.

CWPIL No. 146 of 2017

24.05.2023 Present: Mr. Rajesh Kumar Sharma, Advocate for the applicant in CMP Nos. 6042 & 6043 of 2023.

Mr. Anup Rattan, A.G with Mr. Ramakant Sharma, Addl. A.G, Mr. J.S. Guleria, Dy. A.G, Ms. Priyanka Chauhan, Dy. A.G and Mr. Rajat Chauhan, Law Officer for the respondents-State.

CMP No. 6042 of 2023

This application has been filed under Section 151 CPC, seeking permission to organize the Shirgul Bishu Mela w.e.f. 29.05.2023 to 31.05.2023 in the playground of Government Senior Secondary School, Ludhiana (Andheri) and Government Primary School, Andheri.

2. Pursuant to orders passed by this Court in CWPIL No.146 of 2017, certain restrictions have been imposed for utilization of the playgrounds of the Schools/ Colleges for holding any programme, be it sports or cultural activity, therefore, the applicant has filed the present application.

3. Learned Deputy Advocate General has submitted that in the past also, similar permission has been granted by this Court for the activities like the present one on certain conditions.

4. We are, therefore, persuaded to allow this application and permit the applicant to organize programme w.e.f. 29.05.2023 to 31.05.2023 in the



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playground of Government Senior Secondary School,
Ludhiana (Andheri) and Government Primary School,
Andheri, on 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 event is convened, the playground shall be handed over to the Principal of the School in neat and clean condition;
- (iii) That the applicant shall follow the COVID 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; and
- (v) That the applicant shall deposit a sum of Rs.5000/ in the Students Welfare Fund of the school.

The application stands disposed of.

CMP No. 6043 of 2023

The present application has become infructuous, in view of order passed in CMP No. 6042 of 2023. The same is disposed of being infructuous.

**(Tarlok Singh Chauhan)
Acting Chief Justice**

May 24, 2023
(naveen)

**(Virender Singh)
Judge**