



Item No. S-2

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

CMPs No. 20145 of 2025 & 20146 of 2025 in CWPI 146 of 2017

21.08.2025

Present: Mr. Vinay Mehta, Advocate, for the applicants.

Mr. Gobind Korla, Additional Advocate General, for the respondents.

CMP No.20145 of 2025

This application has been filed by Gram Panchayat Dhar-Gaura through its Pradhan, seeking permission to organize traditional 'Gaura Mela' in playground of Government Senior Secondary School, Dhar-Gaura, Tehsil Rampur, District Shimla, w.e.f. 22nd to 24th August, 2025. It has been mentioned in the application that the fair as such is being organized in the aforesaid playground since times immemorial and the same is a religious gathering of local deities and their devotees.

2. The Principal of School has no objection as such (Annexure A-2), if the fair is held after 4.00 p.m on 22nd and 23rd August, 2025 and on 24th August, 2025, for the whole day, since the school will remain closed, being Sunday. Counsel submits that in the year 2022 also, similar order was passed in CMP No. 11399/2022 on 23rd August, 2022, subject to certain conditions.



3. In the given facts and circumstances of the case, the application is allowed. Consequently, the applicant is permitted to use the premises of Government Senior Secondary School, Dhar-Gaura, Tehsil Rampur Bushahr, District Shimla, for organizing 'Gaura Mela' on 22.08.2025 and 23.08.2025 during 5.00 p.m. to 10.00 p.m and on 24.08.2025, for whole day, since it is Sunday. However, the same shall be subject to the following conditions:

- (i) That the 'Gaura Mela' shall be performed during 05.00 P.M. to 10.00 P.M. on 22.08.2025 and 23.08.2025 and on 24.08.2025, the same shall be performed for whole day in the premises in question.*
- (ii) That no damage shall be caused to the property of the school and its playground, where the event is proposed to be organized.*
- (iii) 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 administration shall ensure that the playground is cleaned after the event.*
- (iv) That the law and order shall be maintained by the local administration during the said period.*



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*(v) That the applicant shall deposit a sum of
Rs.20,000/- in the Students Welfare Fund
of the school concerned.*

4. The application to stand disposed of.

CMP No.20146 of 2025

Allowed and disposed of.

**(G.S. Sandhawalia)
Chief Justice**

**(Ranjan Sharma)
Judge**

August 21, 2025
(hemlata)