



**Court on its own motion vs. State of
H.P and others**

CWPIL No. 146 of 2017

20.06.2022

Present: Court on its own motion.

Mr. Deepak Sharma, Advocate for the
applicant in CMP No. 7634 of 2022

Mr. Ashwani Sharma, Additional Advocate
General for the respondent-State.

CMP No. 7634 of 2022

Notice. Mr. Ashwani Sharma, learned
Additonal Advocate General accepts notice on
behalf of the non-applicants-respondents.

2. The applicant has filed the application
seeking permission of this Court to organize
Volleyball Tournament in the ground of Rani Rattan
Kumari Memorial Government Senior Secondary
School, Nogli, Tehsil Rampur Bushahr, District
Shimla from 23.06.2022 to 25.06.2022.

3. Learned counsel for the applicant has
submitted that the tournament is a non-political
function and has been organized with a view to
enable the participants to participate in the sports
event. The studies of the students of the school will
not suffer, as the school is closed for summer
vacation. The Principal of the school vide Annexure
A-3 has declined to give 'No Objection Cerificate' on



the ground that permission could only be taken from the Court.

4. Accordingly, in the facts and circumstances of the case, the application is allowed. Applicant is permitted to hold the Volleyball tournament w.e.f. 23.06.2022 to 25.06.2022 in the playground of Rani Rattan Kumari Memorial Government Senior Secondary School, Nogli, Tehsil Rampur Bushahr, District Shimla. However, the same will be subject to the following conditions:-

- (i) That no damage shall be caused to the property of the school and its playground, where the tournament is proposed to be organized.
- (ii) That after the tournament is organized, 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 tournament from 25th June, 2022.
- (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.



2017:HHC:8177-DB

- (iv) That the toilets of the school meant for students and staff shall not be allowed to be used by the people visiting the tournament and the applicant shall make proper arrangement of the toilet(s) for the visitors of the tournament.
- (v) That the law and order shall be maintained by the local administration during the said period.
- (vi) That the applicant shall deposit a sum of Rs. 11,000/- in the Students Welfare Fund of the School.

The application stands disposed of.

(Sabina)
Acting Chief Justice

June 20, 2022
(naveen)

(Satyen Vaidya)
Judge