


HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 6364/2026

Vijay Kumar S/o Kailash Chand Meena

----Petitioner

Versus

The Secretary, Central Board Of Secondary Education

----Respondent

For Petitioner(s) : Mr. Swadeep Singh Hora
For Respondent(s) : Mr. Manoj Sharma, AAG
Mr. M.S. Raghav
Mr. Shubhang Sharma (Amicus
Curiae)

HON'BLE MR. JUSTICE SAMEER JAIN

Order

09/04/2026

1. In the present batch of writ petitions, the controversies are interconnected and interwoven, revolving around Neerja Modi School, a Senior Secondary institution affiliated with the Central Board of Secondary Education (for short, 'CBSE').
2. The genesis of the present dispute stems from the tragic incident of a minor student committing suicide in the school premises. Following the said incident, preliminary enquiries were conducted, and a committee was constituted.
3. Consequently, the affiliating authority initially passed an order dated 18.03.2026 de-affiliating the said institution *qua* secondary and senior secondary affiliation for the Academic Session 2026-27. Howsoever, pursuant to a representation submitted by the school management, the said order was subsequently modified, restricting the said de-affiliation exclusively *qua* the Senior Secondary level.

4. Being aggrieved of the existing infrastructural deficiencies, administrative shortcomings, and mandatory statutory violations, the parents of the deceased-student have filed a connected writ petition challenging the actions of the CBSE and the State. It is pertinent to note that the Coordinate Bench of this Court has already passed an interim order in the matter.

5. One of the petition has been filed by the parents of the students being aggrieved of the modified de-affiliation order passed by the CBSE. *Qua* them it is submitted that the impugned modification order restricts subsequent admissions, leaving the students who have successfully passed the 10th standard in a state of absolute *limbo*. It is argued that these actions constitute a gross violation of fundamental rights guaranteed under Articles 14, 21, and 21A of the Constitution of India, read in consonance with the Right of Children to Free and Compulsory Education Act, 2009 (for short, 'RTE Act').

6. It has been brought to the notice of this Court that approximately 5,500 students are currently pursuing their education at the said institution. It is submitted that more than 1,000 students enrolled in the 10th and 12th standards will suffer grave prejudice on account of any adverse order.

7. This Court has observed that under the statutory scheme and provisions as enshrined under the RTE Act, the Parent Teacher Association/Authority (for short, 'PTA') ought to be formulated and the said association plays a vital and participatory role in the instant matter; howsoever, none of the parties have impleaded the PTA as respondent to the present petitions.

8. Heard the preliminary submissions advanced by learned counsel for the parties.
9. Issue notices to the respondents.
10. In addition to the regular mode of service, '*dasti*' service is permitted.
11. Considering the vital issues involved in the present matter, touching upon the educational framework and its writ large effect, this Court deems it appropriate to appoint Mr. Shubhang Sharma, Advocate, as *amicus curiae* to assist the Court.
12. Learned counsel for the petitioner is directed to supply copy of the petition to the learned *amicus curiae* during the course of the day.
13. Learned counsel for the petitioner is further directed to file amended cause title, incorporating PTA as a party in array of respondents.
14. The concerned Officers-in-Charge representing the CBSE, the State, and the School Management are directed to remain present/appear before this Court on the next date of hearing, either personally or through V.C., along with the relevant records pertaining to the inspections carried out by the respondent-CBSE and related proceedings, *inter alia*, record of PTA members, deficiencies, if any found, in the school concerned.
15. List the matters tomorrow, i.e., on 10.04.2026 along with S.B. Civil Writ Petition No. 5887/2026 in the supplementary cause list.

(SAMEER JAIN),J