

**Court No. - 7**

**Case :-** WRIT - C No. - 16405 of 2025

**Petitioner :-** Committee Of Management, Gautam Purb  
Madhyamik Vidyalaya And Another

**Respondent :-** State Of Up And 4 Others

**Counsel for Petitioner :-** Abhishek Shekhar Ojha, Anurag Kumar  
Ojha, Parmatma Nand Ojha

**Counsel for Respondent :-** C.S.C.

**Hon'ble Jayant Banerji, J.**

1. The contention of learned counsel for the petitioners is that the order impugned has been passed without affording any opportunity to the Committee of Management for stating its case before the Joint Director of Education prior to passing of the order appointing authorised controller. It has been stated by the learned counsel that elections to the Committee of Management were last held on 30th July, 2023 and, therefore, for a period of three years thereafter, the Committee of Management-petitioner is fully entitled to carry out its work and there was no occasion to pass the order appointing authorised controller, particularly, without giving any opportunity or notice to the petitioners.

2. Learned Standing Counsel on the other hand has opposed the petition on the ground that the previous elections were held in the year 2017 whereafter the signatures of the Manager of the Committee of Management were attested. Thereafter, after the alleged elections of 30.7.2023, no signatures have been attested.

3. In view of the aforesaid, learned Standing Counsel is directed to obtain instructions, which shall be available with him before the next date of listing.

4. List as fresh in the first week of July, 2025.

**Order Date :-** 21.5.2025

Kumar Manish

(Jayant Banerji, J.)