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SLP(C)No. 1399 OF 2003

ITEM No.28

Court No. 4

SECTION XI

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.1399/2003

(From the judgement and order dated 18/11/2002 in SA 251/2002
of The HIGH COURT OF JUDICATURE AT ALLAHABAD, LUCKNOW BENCH, LUCKNOW)

STATE OF U.P. & ORS.Petitioner (s)

VERSUS

RAM AKBAL BAHADUR SINGH & ORS.

Respondent (s)

(With appln. For exemption from filing OT and with prayer for interim relief)

Date : 31/01/2003 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE M.B. SHAH
HON'BLE MR. JUSTICE ARUN KUMAR

For Petitioner (s)

Mr. Sunil Kumar Gupta, Sr. Adv.
Mr. S.K. Dwivedi, Adv.

For Respondent (s)

RR No. 1 In person

RR No. 7 Ms. Shilpa Chohan, Adv.

Ms. Lalitha Kaushik, Adv.

UPON hearing counsel the Court made the following
O R D E R

Heard the learned counsel for the petitioner.

In our view, if the petitioner is not bound to pay the salary of the schools which are recognised by it, it would be open to it to recover the same from the schools or from the concerned management. If

the school management fails to pay the same, it would be open to it to take appropriate action including de-recognition of the schools. Hence, this special leave petition is dismissed. We, however, make it clear that the decision rendered by the High Court would not be considered to be a precedent.

KALYANI (JANKI BHATIA)
COURT MASTER

