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ITEM NO.31

COURT NO.10

SECTION XIV

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(s).23913/2012

(From the judgement and order dated 02/03/2012 in RP No.301/2012 of The NATIONAL CONSUMERS DISPUTES REDRESSAL COMMISSION, NEW DELHI)

PR.GOODSHEPHERED MODERN ENGLISH SCHOOL Petitioner(s)

VERSUS

ABDULLA & ANR. Respondent(s)

(With prayer for interim relief and office report)

Date: 21/08/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE B.S. CHAUHAN
HON'BLE MR. JUSTICE SWATANTER KUMAR

For Petitioner(s) Mr. Wills Mathews, Adv.
Mr. D.K. Tiwari, Adv.
Mr. P. George Giri, Adv.

For Respondent(s)

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

Learned counsel for the petitioner has raised the issue that the forum under the Consumer Protection Act, 1986 does not have jurisdiction to deal with the educational matter as education is not the service nor the educational institution can be held to be service provider.

Be that as it may, the impugned order is merely an interim order and the main matter is still pending before the National Consumer Disputes Redressal Commission. It is open to the petitioner to raise all legal and factual issues before the Commission.

The petition is disposed of accordingly.

(Deepak Mansukhani)
Court Master

(M.S. Negi)
Court Master