

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No 30813 of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Others

Respondents

**LIST OF DATES & SYNOPSIS**

The petitioner association is aggrieved from the action of the respondents where the respondent no. 2 has not issued the notification for the provisional recognition for 45 schools, are admitted to be shown in the list of existing schools as per notification dated 06.04.2007 (**Annexure P-6**) but the respondents have issued the letter on 21.09.2018 (**Annexure P-7**) as per the directions given by the Hon'ble First Division Bench on 20.09.2018 on the statement of the respondents that they will issue the extension of recognition letter to all the schools but discrimination has been made out with the member schools of the petitioner association who are in number of 45 schools. They could not get their affiliation and enrolment fees be deposited with the Haryana School Education Board within the extended time granted by the Hon'ble First Division Bench. The petitioner association is praying for issuance of their recognition letters by the respondents, as well as, extension of the schedule for depositing the affiliation and enrolment fee with the Haryana School Education Board in terms of the letter dated 13.07.2018 (**Annexure P-8**). Now the date is extended upto 17.12.2018 and

the members school be permitted to fill their enrolment forms after getting provisional recognition from the respondent no.2 Thus, the present writ petition before this Hon'ble court.

**Annexure P-1 (26.10.2015)**

The association has been registered at New Delhi by getting the certificate of registration from the concerned registration authorities as the society has been registered at New Delhi for the members schools situated in all over India.

**Annexure P-2**

The petitioner-association has been formed on the basis of aims and objectives mentioned in the charter of the association, so that the association could take care the rights of the members school in respect of the problems faced by them.

**Annexure P-3**

The list of the members schools are being appended which are being the members of the petitioner association and the petitioner association is filing the present writ petition on their behalf.

**Annexure P-4 (27.06.2017)**

The respondent no. 2 has issued the list of 309 schools who are in the definition of existing school. They are 309 schools whose list has been issued by the respondent no. 2.

**Annexure P-5 (24.07.2018)**

The respondent no.1 has filed the affidavit before this Hon'ble High Court in which they have given the undertaking that no school will be closed in this academic session.

**Annexure P-6 (06.04.2007)**

The respondent state has issued the notification giving the definition of existing schools.

**Annexure P-7 (21.09.2018)**

The respondent no. 3 has issued the letter in terms of the orders passed by the Hon'ble First Division Bench on 20.09.2018 but extension of recognition has only been granted to 1338 schools but 309 schools have been left out by making the discrimination with them.

**Annexure P-8 (13.07.2018)**

The Haryana School Education Board, Bhiwani has issued the letter on 13.07.2018 vide which the enrolment fee is demanded from the private un-aided schools situated in the State of Haryana including the member schools of petitioner association.

**Annexure P-9 Colly (2016-17 & 2017-18)**

The members schools of the petitioner association have got the MIS Code and U-DISE Code which shows that they were getting the provisional recognition for different academic session extended by the respondent on yearwise basis, but for the current academic session their provisional recognition has not been extended.

Hence the present writ petition before this Hon'ble court.

Petitioner through Counsel

Place: Chandigarh  
Dated: 02.12.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No 30813 of 2018

**MEMO OF PARTIES**

NISA Education having registered office at A-24-D, Ground Floor, Hauz Khas, New Delhi through its President Sh. Kulbhushan Sharma son of Sh. J.P. Sharma, age 51 years, resident of House No. 52-53, Vidhya Nagar, Nanhera, P.O. Kuldeep Nagar, Ambala Cantt., Haryana.

Petitioner

**VERSUS**

1. The State of Haryana through its Additional Chief Secretary (Schools), Government of Haryana, Haryana Civil Secretariat, 7<sup>th</sup> Floor, Sector 1, Chandigarh.
2. The Director Elementary Education, Haryana, Shiksha Sadan, Sector 5, Panchkula, Haryana.
3. The Director, Secondary Education, Haryana, Shiksha Sadan, Sector 5, Panchkula, Haryana.

Respondents

Petitioner through Counsel

Place: Chandigarh  
Dated: 02.12.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

Civil Writ Petition under Article 226/227 of the Constitution of India praying for the issuance of any writ, orders or directions especially in the nature of certiorari to quash the letter dated 21.09.2018 (**Annexure P-7**) to that extent where the respondent have failed to issue the extension of their recognition for the academic session of 2018-2019 even when affidavit has been filed by them on 24.07.2018 (**Annexure P-5**) before this Hon'ble court stating the grant of recognition for this academic session for all the schools situated in the State of Haryana; a writ of mandamus may kindly be issued to the respondents to immediately issue the recognition to the 45 member schools of the petitioner association as per list of the pending schools according to the statement given by them before the Hon'ble High Court in CWP No. 4449 of 2017 on dated 20.09.2018 as discrimination could not be made with the left out schools as per list of

the pending schools (**Annexure P-4**); a writ of mandamus may kindly be issued to the respondents to immediately issue the recognition of the member schools of the petitioner association as they fall in the list of existing schools as per notification dated 06.04.2007 (**Annexure P-6**) and they be allowed to get their affiliation fee and enrolment fee with the Haryana School Education Board, Bhiwani by allowing them to deposit their affiliation and enrolment fees with the Haryana School Education Board Bhiwani as the last date is 17.12.2018.

**RESPECTFULLY SHOWETH:**

1. That the members of the petitioner society are the citizens of India. The authorized signatory who is filing the present petition before this Hon'ble court is the citizen of India and the resident of the State of Haryana thus, fully competent to invoke the extraordinary writ jurisdiction of this Hon'ble court by way of filing the present writ petition under Article 226/227 of Constitution of India to get the grievances of its member schools be resolved with the crave indulgence of this Hon'ble court.

2. That the petitioner society has been registered in the name of NISA Education on 26.10.2015 at New Delhi and the Registrar of Societies, South District, Government of NCT of Delhi has issued the certificate of registration under his seal and signature on 26.10.2015 by giving the legal sanctity to the society. Copy of the certificate dated 26.10.2015 is appended herewith as **Annexure P-1**.
3. That the society was registered having the aims and objectives to rake up the issues of the private schools so that the member schools of the society could carry out their functions without any problem apart from other aims and objectives for which the society was established. The copy of the memorandum of association of society is appended herewith as **Annexure P-2**.
4. That the list of the member schools situated in the State of Haryana is also enclosed with this writ petition and the society is having more than 1642 schools situated in the State of Haryana as its members. Copy of the list of the member schools are appended herewith as **Annexure P-3**.
5. That the petitioner society is having a sphere in all the states of country and its members are not only trying to smoothen the problems of the private schools so that the management of the member schools could concentrate on the betterment of the students studying in their schools. The other objective of the petitioner society is to uplift the down trodden members of the society so that their status

could be uplifted with the light of education in the society with intention to prove them as an asset for the country.

6. That the petitioner association is filing the present petition on behalf of its 45 schools out of 1642 member schools as those schools are in the list of existing schools issued by the respondent no. 2 in 2017 but they have not been granted the benefits of getting their students be enrolled with the Haryana School Education Board, as well as, their provisional recognition has not been extended by the respondent no. 2 alongwith the list of 1338 schools issued by the respondents after the statement made by them before the Hon'ble First Division Bench. Copy of the notification issued by the respondent no. 2 on 27.07.2009 in which the list of 309 schools were separately issued who were shown in the list of existing schools vide notification dated 27.06.2017 is appended herewith as **Annexure P-4**.
7. That the petitioner association is aggrieved on behalf of member schools for non-issuance of the recognition by the respondents even when the respondents have filed the affidavit before the Hon'ble First Division Bench on 24.07.2018 in CWP No. 4449 of 2017 in which the State Govt has taken specific stand in the affidavit that all the schools running in the State of Haryana will be allowed to continue for the present academic session and no school will be closed in this academic session. Copy of the affidavit filed



by the State Government before the Hon'ble High Court on 24.07.2018 is appended herewith as **Annexure P-5**.

8. That on 06.04.2007, the State of Haryana has issued the notification in which the definitions of existing schools were given. The notification clearly states that the State of Haryana taking the schools which are in existence within a specific time frame are to be considered as existing school and even a school who could show any of the document regarding its existence will be treated as existing school. The definition of existing schools given in the notification dated 06.04.2007 is reproduced below for the kind perusal of this Hon'ble court:-

**“1. Permanently Recognized Schools:**

*All those schools that were permanently recognized before 30<sup>th</sup> April 2003 will not have to seek any fresh recognition or NOC from the Education Department as provided under rule 38. They will, however, have to submit returns regarding their land and building in an amended form II for record purposes.*

**2. Definition of Existing Schools:**

*The benefit of relaxed rules/norms for existing schools, which was earlier granted for existing schools before 30<sup>th</sup> April, 2003 is now extended to schools existing upto 31.03.2007. The categories of such schools are given below:*

- i. The schools temporarily recognized by Education Department or temporarily affiliated with Haryana*

*Board of School Education, Bhiwani till 31<sup>st</sup> March 2007.*

- ii. Un-recognized schools who provide proof of their being in operation for a period of last four years (upto 31.03.2007) by documents such as Electricity Bills, Water Bills, Telephone Bills, records of establishment of school, as private candidates in public examination, admission forms and withdrawal register, enrolment forms, ownership or lease records of school land, proof of internal examination, income tax documents and registration deed of societies under the Societies Registration Act. The category of un-recognized schools would be given relaxation only upto class 8<sup>th</sup>. These documents should pertain to the last 4 years. They should prove to the District Education Officer that the concerned unrecognized school was in existence and doing academic work since the last 4 years.”*

Copy of the notification dated 06.04.2007 which describes the definition of existing school is appended herewith as **Annexure P-6.**

9. That on 20.09.2018, the interim orders were passed by the Hon'ble First Division Bench on the statement made by the concerned officials of State of Haryana which are being reproduced below for the kind perusal of this Hon'ble court:

**CM Nos. 10437 & 13941-CWP-2018**

**in CWP No. 4449 of 2017**

**RANJAN LAKHANPAL VS STATE OF HARYANA & OTHERS**

*Present: Ms. Shalini Verma, Advocate, for Mr. Ranjan Lakhanpal, Advocate, for the petitioner.*

*Mr. Deepak Balyan, Additional A.G. Haryana.*

*Mr. Pankaj Maini, Advocate for the applicant in CM-13941 & 10437-2018.*

**CM-10437-CWP-2018**

*Present application has been moved in interregnum by NISA-a Society claiming to be registered under the Societies Registration Act, having unaided schools situated in the State of Haryana as its members, for being impleaded as respondent No.26 to the writ petition.*

*The application stands allowed. NISA Education is impleaded as respondent No.26. Amended memo of parties is taken on record.*

*Application stands disposed of.*

**CM No. 13941-CWP-2018**

*By means of this application, respondent No.26 prays for preponing the hearing of the matter from 12.11.2018 to an earlier date, on the allegations that inasmuch as the provisional recognition granted to the members (Schools) of the Society during the last academic session has not been renewed for this academic session and the last date for submitting the enrollment forms for Class 10 and Class 10+2 is approaching fast and in*

*case, the provisional recognition is not extended for the current academic session, 2018-19, the students would be deprived from submitting their enrollment forms and thus their career would be affected.*

*In pre-lunch session, we required learned Additional Advocate General, appearing for the State of Haryana, to seek instructions in the matter. When the matter has been taken up in post lunch session, on the basis of instructions, he submits that a proposal is submitted before the Government to grant provisional recognition to the schools of which cases for recognition have not been finalised by the District Level Authority for the current academic session 2018-19, subject to the condition that no further extension would be granted from the next academic session 2019-20 and the necessary instructions in this regard are likely to be issued, during the course of the day.*

*The relevant file containing the aforesaid proposal and noting is produced before us, which has been perused.*

*In view of the aforesaid statement made by learned Additional Advocate General, Haryana, cause of action in this application does not survive any further. Once the instructions are issued, it shall be open to the students studying in Class 10 and Class 10+2 in such schools to submit their enrollment forms.*

*It has been brought to our notice that tomorrow, i.e. 21.9.2018, is the last date for submission of enrollment forms. Since instructions are likely to be issued during the course of the day and the process of submission of enrollment forms may take a little time, we hereby extend the last date for submission of enrollment forms to a further period of 15 days from tomorrow.*

*Since we are extending the time for submission of enrollment forms, no late payment would be levied.*

*Application stands disposed of.*

**(KRISHNA MURARI) CHIEF JUSTICE**

**September 20, 2018**

**(ARUN PALLI) JUDGE**

10. That the petitioner association is being aggrieved from the action of the respondents vide which the letter was issued on 21.09.2018 according to which the respondents have granted the extension of recognition to 1338 schools and then to the left out 309 schools who are already in the list of existing schools. The respondents have now left the 45 schools who are having the MIS Code and U-DISE Code with then for different academic session and getting the extension of provisional recognition for yearwise. Now from this academic session the respondents are not allowing them to get the provisional recognition and on that basis to fill the enrolment forms with the Board of School Education Haryana. Once the respondents have taken a stand that no school will be closed for this year as per affidavit dated 24.07.2018 (**Annexure P-5**) and the statement given by them before this Hon'ble court on the basis of which orders were passed on 20.09.2018, the letter issued by the respondents is not only discriminatory but also creating the classes amongst the classes. Copy of the notification dated 21.09.2018 is appended herewith as **Annexure P-7**.

11. That the petitioner association is praying before this Hon'ble court for setting aside the letter dated 21.09.2018 (**Annexure P-7**) in terms of the affidavit filed by them before this Hon'ble High Court on 24.07.2018 (**Annexure P-5**) according to which the respondents have taken a stand that no school would be closed in this academic session. The date has already been elapsed to file the affiliation for Middle Schools as notified by the Haryana School Education Board, Bhiwani as issued by them on 13.07.2018 whereas, vide orders dated 20.09.2018, this Hon'ble court has extended the time to 15 days which has already been elapsed qua those schools which are in the list of existing schools but their list has not been issued by the respondents. Now the Board of School Education Haryana, Bhiwani has extended the date to 17.12.2018 for filing of the enrolments forms due to the chaos created by the respondents while issuing the provisional recognition. Copy of the letter dated 13.07.2018 is appended herewith as **Annexure P-8**.

12. That the respondents have issued the MIS Code to the members schools of the petitioner association according to which the provisional recognition certificate were issued to the member schools of the petitioner association on behalf of which the case is being filed. The certificate was issued to the schools on different dates , as well as, UDISE Code by the Board of School Education Haryana on the ground of the issuance of the provisional recognition by the

respondent no.2 to the members school of the petitioners association for different academic session such as 2016-17, 2017-18. Copies of the MIS Code and U-DISE Code are appended herewith as **Annexure P-9 Colly**

13. That the petitioner association is praying for the issuance of the directions to the respondents to immediately issue the recognition of the member schools of the petitioner association which are being left to get the extension of provisional recognition even after having the MIS and U-DISE Code with them(**Annexure P-4**) but their recognition letter has not been issued in letter dated 21.09.2018 (**Annexure P-7**) and their time be also extended to get the enrolment forms of the students be filled with the Haryana School Education Board without paying the late fee as their recognition letter has not been issued by the respondent no. 2 till date due to their own fault. Those schools are getting the extension of provisional recognition upto session 2017-18 and the respondents have admitted before this Hon'ble Court that no school would be closed during the mid session as per affidavit dated 24.07.2018 (Annexure P-5), as well as, the rules of the Haryana Education Board also provides the same thing, thus the petitioner be granted the crave indulgence of this Hon'ble Court for getting the provisional recognition for the academic session 2018-19, so that they could able to fill the enrolment form of their Student with the board of School Education, Bhiwani for this academic session. The

association has earlier approached this Hon'ble Court by way of filing of the CWP No.26441 of 2018 to get the extension of the provisional recognition for 309 members school which has been disposed by this Hon'ble Court by passing the following orders: -

*"IN THE HIGH COURT OF PUNJAB & HARYANA AT  
CHANDIGARH*

*CWP-26441-2018 (O&M)*

*Date of Decision: 13.11.2018*

*NISA Education*

*--Petitioner*

*Versus*

*State of Haryana & others*

*--Respondents*

*CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.*

*Present:- Mr. Pankaj Maini, Advocate for the petitioner.*

*Mr. P.K. Garg, A.A.G., Punjab.*

*\*\*\**

*TEJINDER SINGH DHINDSA.J (Oral)*

*A copy of the writ paper book already stood supplied to learned State counsel.*

*During the course of hearing today learned State counsel upon instructions from Ms. Reetu, Legal Assistant, Education Department, Haryana, makes a statement that provisional recognition would be granted in favour of the 309 member schools of the petitioner-NISA Education within a period of one week from today.*

*Learned State counsel has further apprised the Court that in pursuance to such provisional recognition that would now be granted in favour of the petitioner-NISA Education, it would be open for them to apply before the*



*Board of School Education Haryana, Bhiwani for purposes of grant of provisional affiliation upon payment of requisite fee as also on completion of other requirements as mandated in accordance with law.*

*In the light of such categoric stand taken on behalf of the State, counsel representing the petitioner does not press the instant petition and the same is, accordingly, disposed of as having been rendered infructuous.*

*(TEJINDER SINGH DHINDSA)*

*JUDGE*

*13.11.2018 “*

14. That the following questions of law have been enumerated in the present writ petition for the kind perusal and adjudication by this Hon'ble court:

- i. Whether the petitioner association is entitled to get the orders be passed in favour of their 45 member schools out of the total member schools to get their recognition be extended for the academic session of 2018-2019 by getting the letter dated 21.09.2018 (**Annexure P-7**) be set aside to that extent where the 45 schools are not included in the list of extension of recognition issued by the respondents?
- ii. Whether the member schools of the petitioner association are also entitled to get their recognition be extended for the academic session of 2018-2019 so that their students could fill the enrolment forms with the Haryana School Education Board after the member schools of the petitioner association get

their affiliation fee be deposited with the Haryana School Education Board, Bhiwani without paying the late fee as per letter dated 13.07.2018 (**Annexure P-8**) within the extended period notified by the board till 17.12.2018?

15. That the petitioner association has left with no other efficacious remedy except to approach this Hon'ble court by way of filing the present writ petition to get the orders dated 21.09.2018 (**Annexure P-7**) be set aside as no revision or appeal is maintainable in the present case.
16. That no such or similar petition has been filed by the petitioner before this Hon'ble court or before the Hon'ble Supreme Court of India on the same cause of action except CM No. 10437 & 13941-CWP of 2018 in CWP No. 4449 of 2017 which was disposed of on 20.09.2018 (Order reproduced in para no. 9).

**PRAYER CLAUSE**

- i. It is, therefore, respectfully praying for the issuance of any writ, orders or directions especially in the nature of certiorari to quash the letter dated 21.09.2018 (**Annexure P-7**) to that extent where the respondent have failed to issue the extension of their recognition for the academic session of 2018-2019 even when affidavit has been filed by them on 24.07.2018 (**Annexure P-5**) before this Hon'ble court stating the grant of recognition for this academic session for all the schools situated in the State of Haryana;

- ii. a writ of mandamus may kindly be issued to the respondents to immediately issue the recognition to the 45 member schools of the petitioner association as per list of the pending schools according to the statement given by them before the Hon'ble High Court in CWP No. 4449 of 2017 on dated 20.09.2018 as discrimination could not be made with the left out schools as per list of the pending schools (**Annexure P-4**);
- iii. a writ of mandamus may kindly be issued to the respondents to immediately issue the recognition of the member schools of the petitioner association as they fall in the list of existing schools as per notification dated 06.04.2007 (**Annexure P-6**) and they be allowed to get their affiliation fee and enrolment fee with the Haryana School Education Board, Bhiwani by allowing them to deposit their affiliation and enrolment fees with the Haryana School Education Board Bhiwani as the last date is 17.12.2018.
- iv. The petitioner may kindly be granted the exemption from serving the advance notice upon the respondents before filing the present writ petition before this Hon'ble Court.
- v. The petitioner association may kindly be granted exemption from filing the certified copies of the Annexure P-1 to Annexure P-9 Colly, without appending the certified copies of the aforesaid annexure, as well as the permission be also granted to append the photocopies of the Annexure P-1 to P-9 Colly alongwith this petition.

Petitioner through Counsel

Place: Chandigarh  
Dated: 02.12.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**VERIFICATION:**

Verified that all the contents mentioned in the writ petition are true and correct to the best of the knowledge of the petitioner and nothing have been concealed from this Hon'ble Court. In para no 1 to 13 and 15 and 16 are true to the best of knowledge of the petitioner and question of law has been mentioned in para no. 14 of the writ petition.

Place: Chandigarh  
Dated: 02.12.2018

**PETITIONER**

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No 30813 of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Others

Respondents

Affidavit of Kulbhushan Sharma son of Sh. J.P. Sharma, age 52 years, resident of House No. 52-53, Vidhya Nagar, Nanhera, P.O. Kuldeep Nagar, Ambala Cantt. President of NISA Education having registered office at A-24-D, Ground Floor, Hauz Khas, New Delhi, do hereby solemnly affirms and declare as under:-

1. That the deponent being petitioner is fully conversant with the facts and circumstances of the case.
2. That on the request of the deponent, his counsel has prepared the writ petition on the basis of information and record provided by him.
3. That the deponent has gone through the contents of the writ petition which are true and correct to his knowledge.
4. That the contents of the writ petition may kindly be treated as part and parcel of this affidavit.

Place: Chandigarh

Dated: 02.12.2018

DEPONENT

**VERIFICATION:-**

Verified that the contents of my aforesaid affidavit mentioned in paragraphs 1 to 4 are true and correct to my knowledge. No part of it is false and nothing relevant has been kept concealed therein from this Hon'ble Court.

Place: Chandigarh

Dated: 02.12.2018

DEPONENT

# **NISA EDUCATION**

Regd office at A-24-D, Ground Floor, Hauz Khas, New Delhi

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Ref. No

Dated: 02.12.2018

## **Resolution**

The meeting of the association has been convened on 02.12.2018 in the present of the most of the members of the association, in which the agenda regarding the filing of the case before the Hon'ble Punjab and High Court was considered to challenge the letter issued by the Director Secondary Education Haryana extending the list of only 1339 schools and 45 existing schools have been left out. In this regard, the President of NISA, Sh. Kulbhushan Sharma, has been authorised to take all necessary steps regarding the filing of the case as well as he has been authorised to append his signature on the relevant document in respect of the case on behalf of the association.

**Secretary**

**President**

**Treasurer**

**ANNEXURE P-1**

**GOVERNMENT OF HARYANA  
SCHOOL EDUCATION DEPARTMENT  
NOTIFICATION 27<sup>TH</sup> JUNE 2017**

Government of Haryana, School Education Department has issued the notification vide Serial No. 8/7-2009 P.S. (2) dated 21.02.2009 according to that schools in existence prior to dated 31.03.2007 whose matter has been received by the competent officer as per Proforma no. 8 that list has been issued. Those schools which has been left out from the list of existing schools their names have been notified as per Haryana School Education Rules, 2003, as well as, amended rules from time to time.

**LIST OF SCHOOLS:**

**District Ambala**

<b>Sr. No.</b>	<b>District</b>	<b>Name of School and Address</b>	<b>Stage</b>
1.	Ambala	Allama Iqbal Primary School, S. Patel Nagar, Ram Bagh, Ambala Cantt.	Primary
2.	Ambala	Arya Public School, Preet Nagar, Burara	Primary
3.	Ambala	M.G. School, New Luxmi Nagar, Jandli, Ambala Cantt.	Middle

**District Bhiwani**

<b>Sr. No.</b>	<b>District</b>	<b>Name of School and Address</b>	<b>Stage</b>
1.	Bhiwani	Shanti Devi Middle School, Rohnat	Middle
2.	Bhiwani	Maa Bhagwati Middle School,	Middle

		Bhiwani	
3.	Bhiwani	Himanshu Primary School, Charkhi Dadri	Primary
4.	Bhiwani	Eklavya Shiksha Niketan, Middle School, Dhani Mahu	Middle
5.	Bhiwani	S.D.Primary School, Charkhi Dadri	Primary
6.	Bhiwani	Saraswati Vidyapeeth, Middle School, Behl	Middle
7.	Bhiwani	B.M. Middle School, Tosham, Bhiwani	Middle
8.	Bhiwani	City Model School, Mandhana	Middle
9.	Bhiwani	Adarsh Middle School, Kirawa	Middle
10.	Bhiwani	J.D.C.M. School, Bapora, Bhiwani	Primary

#### District Faridabad

<b>Sr. No.</b>	<b>District</b>	<b>Name of School and Address</b>	<b>Stage</b>
1.	Faridabad	J.R. Memorial Public School, Alipur	Middle
2.	Faridabad	Northland International School, I.P. Colony, Sector 30, Faridabad	Middle
3.	Faridabad	Parsant Public School, Bhuapur	Middle
4.	Faridabad	Green Gold Public School, Panehra Kalan	Middle
5.	Faridabad	Vidya Mandir Public School, Chandpur	Middle
6.	Faridabad	Vivekanand Public School, Sagarpur	Middle
7.	Faridabad	SHanti Shiksha Sadan, Sadpura	Middle
8.	Faridabad	Sonia Public School, Dayal Nagar, Faridabad	Middle

#### District Fatehabad

<b>Sr. No.</b>	<b>District</b>	<b>Name of School and Address</b>	<b>Stage</b>
1.	Fatehabad	Vikas Model School, Biranbadi	Middle
2.	Fatehabad	Arya Middle School, Prta	Middle
3.	Fatehabad	Saraswati Vidya Mandir, Suli Khera	Middle
4.	Fatehabad	Baba Gorakhnath High School, Gorakhpur	Middle
5.	Fatehabad	Shanti Van Public School, Fatehabad	Primary
6.	Fatehabad	Guru Nanak Public School, Tohana	Middle
7.	Fatehabad	Jiwan Jyoti School, Mehmara	Middle
8.	Fatehabad	Bal Vidya Mandir, Tohana	Middle



District Yamuna Nagar

<b>Sr. No.</b>	<b>District</b>	<b>Name of School and Address</b>	<b>Stage</b>
1.	Yamuna Nagar	Green Field Public School, Adjoining Teji Stadium Yamuna Nagar	Middle
2.	Yamuna Nagar	Thapar International School, Yamuna Nagar	Primary
3.	Yamuna Nagar	S.D. Middle School, Sherpur, Moad, Chhachhroli	Middle
4.	Yamuna Nagar	Durga Vidya Mandir, Chuaharpur Kalan, Yamuna Nagar	Primary
5.	Yamuna Nagar	Sach Vidya Mandir, Gulabgarh, Yamuna Nagar	Primary
6.	Yamuna Nagar	Shiva Public School, Rasulpur, Yamuna Nagar	Primary
7.	Yamuna Nagar	New Light School, Mandebari	Primary
8.	Yamuna Nagar	New Gian Deep Sr. Sec. School, Bakana, Yamuna Nagar	Middle

P.K. Dass  
Additional Chief Secretary, School Education  
Government of Haryana, Education Department  
Office Superintendent, Elementary Education, Haryana, Shiksha  
Sadan, Sector 5, Panchkula

Endst. No. SM-8/21-2016 P.S. (E)      Dated Panchkula 05.07.2017

Copy of the above is sent to the following for information:

1. Additional Chief Secretary, School Education, Govt. of Haryana, Civil Secretariat, Sector 1, Chandigarh.
2. Director Secondary Education, Haryana, Panchkula.
3. All the Deputy Commissioners of State of Haryana.
4. All the District Education Officer of State of Haryana.
5. All the District Elementary Education Officer of Haryana.
6. Superintendent P.S. (Secondary)

Sd/-Superintendent P.S. (E)  
Through Director Elementary Education, Haryana  
Panchkula

TRUE COPY

ADVOCATE

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No 30813 of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Others

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<b>Sr. No.</b>	<b>Particulars</b>	<b>Dated</b>	<b>Page No.</b>	<b>Court Fees</b>
1.	List of Dates and Events	02.12.2018	1-3	00.00
2.	Civil Writ Petition	02.12.2018	4-20	50.00/-
3.	Affidavit in Support	02.12.2018	21	0.00/-
4.	<b><u>Annexure P-1</u></b> Registration Certification	26.10.2015	22	0.65/-
5.	<b><u>Annexure P-2</u></b> Memorandum of Association	----	23-40	11.70/-
6.	<b><u>Annexure P-3</u></b> List of Member Schools	----	41-66	16.90/-
7.	<b><u>Annexure P-4</u></b> List of Schools	----	67-69	1.95/-
8.	<b><u>Annexure P-5</u></b> Affidavit	24.07.2018	70-88	12.35/-
9.	<b><u>Annexure P-6</u></b> Notification	06.04.2007	89-90	1.30/-
10.	<b><u>Annexure P-7</u></b> Letter	21.09.2018	91-92	1.30/-
11.	<b><u>Annexure P-8</u></b> Letter	13.07.2018	93	0.65/-
12.	<b><u>Annexure P-9 Colly</u></b> MIS Code and U-DISE Code	2016-17 & 2017-18	94-162	44.85/-
13.	Resolution	02.12.2018	163	0.00/-

14.	Power of Attorney	02.12.2018	164	2.65/-
<b>TOTAL</b>				<b>144.30/-</b>

**NOTE:**

1. The main law points enumerated in the present writ petition are at page No. 17 & 18 in para No 14 thereto.
2. Whether any Caveat petition has been filed or not: **-Nil-**
3. Similar case, if any: CM No. 10437 & 13941-CWP of 2018 in CWP No. 4449 of 2017 which was disposed of on 20.09.2018 and 26411 of 2018 decided on 13.11.2018.
4. Violations of the provisions of:-
  - i. Article 14 & 16 of Constitution of India.
  - ii. Undertaking given on 24.07.2018 (**Annexure P-5**).

Petitioner through Counsel

Place: Chandigarh  
Dated: 02.12.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No \_\_\_\_\_ of 2018

NISA Education

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The State of Haryana and Others

Respondents

**COURT FEES PAID Rs.118.00/-**

Petitioner through Counsel

Place: Chandigarh  
Dated: 02.12.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**Annexure P-9 Colly**

District Education Information System for School Education

Data Collection Form (D.F.F)

U-DISE

Academic Session 2017-18                      Record Date 30 Sept

Code of School                      06070107029

Name of School                      MAXWORTH THE SCHOOL VIKAS NAGAR

Name of District                      Panipat

Name of Division                      Panipat

Academic Division                      Panipat

Name of Village/Ward No.                      Weavers colony

Pin code                      132103

Name of School Recourses Centre                      Shiva CRC

Name of Gram Panchayat/Nagar                      Panipat

Category of School                      Primary only with grades 1 to 5

School Management                      Un-recognised

Type of School                      Co-Educational

Name of Municipal Committee                      Panipat

Name of Colony                      WeaversColony

Name of Legislative Assembly                      Panipat Urban

State Project Director -                      SSA & RMSA

Education Sadan                      3<sup>rd</sup> Floor Sector 5 Panchkula

Email: [ssarmsaharyana@gmail.com](mailto:ssarmsaharyana@gmail.com)

<http://222.dise.in>

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No \_\_\_\_\_ of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Others

Respondents

**COURT FEES PAID Rs.145/-**

Petitioner through Counsel

Place: Chandigarh  
Dated: 02.12.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**LIST OF MEMBER SCHOOLS WHO HAVE NOT BEEN GRANTED THE  
PROVISIONAL RECOGNITION TILL DATE:**

<b>Sr. No.</b>	<b>Name of School and Address</b>
1.	Maxworth The School, Vikas Nagar, N.F.L., Panipat.
2.	Amit Public School, Arjun Nagar, Kabri Road, Panipat
3.	Kids Valley School, Plot No. 60, Green Park, Tehsil Camp, Panipat.
4.	Chyawan Rishi Public School, Gali No. 4, Sanjay Colony, Panipat.
5.	The Great Jeewan Public School, Vikas Nagar, Gali No. 14, Near N.F.L. Panipat.
6.	Deepanshu Priyanshu Saini Public School, Ugra Kheri, Panipat.
7.	Mahadeva Public School, Kuldeep Nagar, Kabri Road, Panipat.
8.	Little Steps Preparatory School, 12-B, Gole Market, Near Police Post, Model Town, Panipat.
9.	D.P. Public School, New Shiv Nagar, Babali Road, Panipat.
10.	Saraswati Public School, Desraj Colony, Shamshan Road, Near Prachin Shiv Mandir, Panipat.
11.	M.D. Public School, Ashok Vihar, Kutani Road, Panipat.
12.	S.D.N. Kinder Garten, 272, Subhash Nagar, Tehsil Town, Panipat.
13.	Anand Modern Public School, Kalander Chowk, Panipat.
14.	Children Public School, 21, Adarsh Nagar, Asandh Road, Panipat.
15.	Happy Child Public School, Ram Nagar, Tehsil Camp, Panipat.
16.	Sawan Public School, Ganga Ram Colony, Panipat.

17.	SDM Middle School, Jalmana Road, Bapoli, Panipat.
18.	Mother's Glory Public School, Ganesh Nagar, Opp. Arora Child Hospital, Sanoli Road, Panipat.
19.	B.R.M. Middle School, Jalmana, Panipat.
20.	Paliwal Bachpan Paradise, Jalal Road, New Model Town, Near Sai Nursing Home, Panipat.
21.	Panipat Preparatory School, Near Anaj Mandi, Sanoli Khurd, Panipat.
22.	M.R.S. Vidya Mandir, Ram Nagar, Panipat.
23.	Dev Public School, Village Risalu, Sec-29, Panipat
24.	S.D. Memorial Public School, 57/5, Bari Pahar, Panipat.
25.	Saraswati Public School, Lal Bahadur Shastri Colony, Peoda Road, Kaithal.
26.	Shiksha Public School, Geong, Kaithal.
27.	Neelkanth Vidya Peeth, School, Kumhar Gate, Sonapat.
28.	Diamond Era Public School, Chawla Colony, Sonapat.
29.	City Shine Public School, Gali No. 5, Jeevan Vihar, Devru Road, Sonapat.
30.	Shanti Priya Public School, Rajiv Nagar, Sonapat.
31.	Saraswati Happy Modern School, Janta Colony, Delhi Road, Sonapat.
32.	Azad Hind Model School, Vishal Nagar, Sonipat.
33.	Golden Valley School, Kailash Colony, Shadipur Road, Sonapat.
34.	Growing Petals Montessori & Model School, New Nandwani Nagar, Sonapat.
35.	Rainbow Public School, Patel Nagar, Sonapat.
36.	Saini Public School, Sainipura, Kami Road, Near Babadham, Sonapat.
37.	Bharti Public School, Nai Basti, Bandepur, Sonapat.
38.	Saraswati Saini Public School (Regd.), Kami Road Behind Rishi Colony, Sonapat.
39.	Moon Way Public School, New Basti, Bandepur, Sonapat.



40.	Ruchi Vidya Peeth, Rajeev Nagar, Sonapat.
41.	Suraj Public School, Village Asadpur-Nandnaur, Distt. Sonapat.
42.	Mollana Abdul Kalam Azad Middle School, Gram Jamalgarh, Tehsil Punhana, Distt. Mewat
43.	Balaji Public School, Jathlana, Yamuna Nagar.
44.	Gayatri Public School, Pansra Road, Raipur, Ward No. 12, Block, Jagadhri, Yamuna Nagar.
45.	Shree Krishna Middle School, Jathlana, Yamuna Nagar.

**TRUE COPY**

**ADVOCATE**

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CWP No 30813 of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Anr

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<b>Sr. No.</b>	<b>Particulars</b>	<b>Dated</b>	<b>Page No.</b>	<b>Court Fees</b>
1.	List of Dates and Events	29.11.2018	1-3	d
2.	Civil Writ Petition	29.11.2018	4-17	50.00/-
3.	Affidavit in Support	29.11.2018	18	0.00/-
4.	<b><u>Annexure P-1</u></b> Registration Certification	26.10.2015	19	0.65/-
5.	<b><u>Annexure P-2</u></b> Memorandum of Association	----	20-37	11.70/-
6.	<b><u>Annexure P-3</u></b> List of Member Schools	----	38-82	29.25/-
7.	<b><u>Annexure P-4</u></b> List of Schools	27.06.2017	83-91	5.85/-
8.	<b><u>Annexure P-5</u></b> Affidavit	24.07.2018	92-110	12.35/-
9.	<b><u>Annexure P-6</u></b> Notification	06.04.2007	111-112	1.30/-
10.	<b><u>Annexure P-7</u></b> Letter	21.09.2018	113-114	1.30/-
11.	<b><u>Annexure P-8</u></b> Letter	13.07.2018	115	0.65/-
12.	Resolution	29.11.2018	116	0.00/-
13.	Power of Attorney	29.11.2018	117	2.65/-

<b>TOTAL</b>	<b>118.00</b>
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**NOTE:**

1. The main law points enumerated in the present writ petition are at page No. 14 in para No 13 thereto.
2. Whether any Caveat petition has been filed or not: **-Nil-**
3. Similar case, if any: CM No. 10437 & 13941-CWP of 2018 in CWP No. 4449 of 2017 which was disposed of on 20.09.2018 (Order reproduced in para no. 9).
4. Violations of the provisions of:-
  - i. Article 14 & 16 of Constitution of India.
  - ii. Undertaking given on 24.07.2018 (**Annexure P-5**).

Petitioner through Counsel

Place: Chandigarh  
Dated: 29.11.2018

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CM No \_\_\_\_\_ of 2019

IN

CWP No 30813 of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Others

Respondents

**COURT FEES PAID Rs.8.00/-**

Petitioner through Counsel

Place: Chandigarh  
Dated: 18.02.2019

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CM No \_\_\_\_\_ of 2019

IN

CWP No 30813 of 2018

NISA Education

Petitioner

VERSUS

The State of Haryana and Others

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Application under section 151 of CPC  
praying for allowing the petitioner  
association to place on record the list of  
private middle schools as on 18.02.2019  
issued by the respondent department as  
**Annexure P-9** in terms of the orders dated  
17.01.2019 passed by this Hon'ble court

**RESPECTFULLY SHOWETH:**

1. That the matter is now fixed for 20.02.2019 and the case was listed on 17.01.2019 on which the Hon'ble court was pleased to pass the following order:

***CWP-30813-2018 (O&M)***

***Nisa Education Vs. State of Haryana & others***

*Present: Mr. Pankaj Maini, Advocate for the petitioner.*

*Mr. Ravi Pratap Singh, AAG, Haryana.*

*Counsel for the petitioner seeks time to place on record certain documents and which as per him would be relevant for the controversy raised in the instant petition.*

*On his request, adjourned to 20.02.2019.*

**17.01.2019**

**(TEJINDER SINGH DHINDSA) JUDGE**

2. That the petitioner association is praying for the crave indulgence of this Hon'ble court to place on record the list of private middle schools issued by the respondents as on 18.02.2019. The names of the 42 schools falls in that list except the two schools fall at Sr. No. 8 and 21 in **Annexure P-4**. The petitioner association is appending the extract of the list issued by the respondents as on 18.02.2019. The petitioner association could not able to comply with the orders passed by this Hon'ble court earlier as the petitioner association is appending the upto date list as on 18.02.2019. The copy of the extract of the list of private middle schools issued by the respondent department on 18.02.2019 is appended herewith as **Annexure P-9**.
3. That the petitioner association is placing on record the list which contains the comprehensive information in respect of each of the school till 18.02.2019 which is reproduced below for the kind perusal of this Hon'ble court:

<b>Sr. No.</b>	<b>Name of School and Address</b>	<b>Serial Number allotted as per the Annexure P-9</b>
1.	Maxworth The School, Vikas Nagar, N.F.L., Panipat.	2538
2.	Amit Public School, Arjun Nagar, Kabri Road, Panipat	<b>Already Cleared</b>
3.	Kids Valley School, Plot No. 60, Green Park, Tehsil Camp, Panipat.	2568
4.	Chyawan Rishi Public School, Gali No. 4, Sanjay Colony, Panipat.	2518
5.	The Great Jeewan Public School, Vikas Nagar, Gali No. 14, Near N.F.L. Panipat.	2595
6.	Deepanshu Priyanshu Saini Public School, Ugra Kheri, Panipat.	2475
7.	Mahadeva Public School, Kuldeep Nagar, Kabri Road, Panipat.	2483
8.	Little Steps Preparatory School, 12-B, Gole Market, Near Police Post, Model Town, Panipat.	<b>List upto Primary Level</b>
9.	D.P. Public School, New Shiv Nagar, Babali Road, Panipat.	2621
10.	Saraswati Public School, Desraj Colony, Shamshan Road, Near Prachin Shiv Mandir, Panipat.	2559
11.	M.D. Public School, Ashok Vihar, Kutani Road, Panipat.	2491
12.	S.D.N. Kinder Garten, 272, Subhash Nagar, Tehsil Town, Panipat.	2420
13.	Anand Modern Public School, Kalander Chowk, Panipat.	2492
14.	Children Public School, 21, Adarsh Nagar, Asandh Road, Panipat.	2542
15.	Happy Child Public School, Ram Nagar, Tehsil Camp, Panipat.	2478

16.	Sawan Public School, Ganga Ram Colony, Panipat.	2434
17.	SDM Middle School, Jalmana Road, Bapoli, Panipat.	2528
18.	Mother's Glory Public School, Ganesh Nagar, Opp. Arora Child Hospital, Sanoli Road, Panipat.	2441
19.	B.R.M. Middle School, Jalmana, Panipat.	2451
20.	Paliwal Bachpan Paradise, Jalal Road, New Model Town, Near Sai Nursing Home, Panipat.	2512
21.	Panipat Preparatory School, Near Anaj Mandi, Sanoli Khurd, Panipat.	<b>List upto Primary Level</b>
22.	M.R.S. Vidya Mandir, Ram Nagar, Panipat.	2636
23.	Dev Public School, Village Risalu, Sec-29, Panipat	2411
24.	S.D. Memorial Public School, 57/5, Bari Pahar, Panipat.	2438
25.	Saraswati Public School, Lal Bahadur Shastri Colony, Peoda Road, Kaithal.	1520
26.	Shiksha Public School, Geong, Kaithal.	1524
27.	Neelkanth Vidya Peeth, School, Kumhar Gate, Sonapat.	2961
28.	Diamond Era Public School, Chawla Colony, Sonapat.	3089
29.	City Shine Public School, Gali No. 5, Jeevan Vihar, Devru Road, Sonapat.	3083
30.	Shanti Priya Public School, Rajiv Nagar, Sonapat.	2935
31.	Saraswati Happy Modern School, Janta Colony, Delhi Road, Sonapat.	3000
32.	Azad Hind Model School, Vishal Nagar, Sonipat.	3075
33.	Golden Valley School, Kailash Colony, Shadipur Road, Sonapat.	3093
34.	Growing Petals Montessori & Model	2977



	School, New Nandwani Nagar, Sonapat.	
35.	Rainbow Public School, Patel Nagar, Sonapat.	2948
36.	Saini Public School, Sainipura, Kami Road, Near Babadham, Sonapat.	3115
37.	Bharti Public School, Nai Basti, Bandepur, Sonapat.	3079
38.	Saraswati Saini Public School (Regd.), Kami Road Behind Rishi Colony, Sonapat.	2975
39.	Moon Way Public School, New Basti, Bandepur, Sonapat.	2953
40.	Ruchi Vidya Peeth, Rajeev Nagar, Sonapat.	2985
41.	Suraj Public School, Village Asadpur-Nandnaur, Distt. Sonapat.	3121
42.	Mollana Abdul Kalam Azad Middle School, Gram Jamalgarh, Tehsil Punhana, Distt. Mewat (M.A.K.A. School, Jamalgarh)	2091
43.	Balaji Public School, Jathlana, Yamuna Nagar.	3153
44.	Gayatri Public School, Pansra Road, Raipur, Ward No. 12, Block, Jagadhri, Yamuna Nagar.	3129
45.	Shree Krishna Middle School, Jathlana, Yamuna Nagar.	3162

4. That the petitioner association is presenting the upto date information before this Hon'ble court to prove to this Hon'ble court that the stand of the respondents does not match with the record on the basis of which the petitioner association is relying upon on behalf of their member schools.

It is, therefore, respectfully prayed that the petitioner association may kindly be allowed to place on record the list of private middle schools as on 18.02.2019 issued by the respondent department as **Annexure P-9** in terms of the orders dated 17.01.2019 passed by this Hon'ble court in the interest of justice.

Petitioner through Counsel

Place: Chandigarh  
Dated: 18.02.2019

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CM No \_\_\_\_\_ of 2019  
IN  
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The State of Haryana and Others

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Affidavit of Kulbhushan Sharma son of Sh. J.P. Sharma, age 52 years, resident of House No. 52-53, Vidhya Nagar, Nanhera, P.O. Kuldeep Nagar, Ambala Cantt. President of NISA Education having registered office at A-24-D, Ground Floor, Hauz Khas, New Delhi, do hereby solemnly affirms and declare as under:-

1. That the deponent being petitioner is fully conversant with the facts and circumstances of the case.
2. That on the request of the deponent, his counsel has prepared the application on the basis of information and record provided by him.
3. That the deponent has gone through the contents of the application which are true and correct to his knowledge.
4. That the contents of the application may kindly be treated as part and parcel of this affidavit.

Place: Chandigarh

Dated: 18.02.2019

DEPONENT

**VERIFICATION:-**

Verified that the contents of my aforesaid affidavit mentioned in paragraphs 1 to 4 are true and correct to my knowledge. No part of it is false and nothing relevant has been kept concealed therein from this Hon'ble Court.

Place: Chandigarh

Dated: 18.02.2019

DEPONENT

**IN THE HON'BLE HIGH COURT FOR THE STATES OF PUNJAB &  
HARYANA AT CHANDIGARH**

CM No \_\_\_\_\_ of 2019

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<b>Sr. No.</b>	<b>Particulars</b>	<b>Dated</b>	<b>Page No</b>	<b>Court Fees</b>
1.	Urgent Form	20.02.2019	---	2.65/-
2.	Application for placing on record	18.02.2019	1-6	2.65/-
3.	Affidavit in Support	18.02.2019	7	0.00/-
4.	<b><u>Annexure P-9</u></b> List of Private Middle Schools	18.02.2019	8-10	1.95/-
4.	Power of Attorney (Already on record)	---	---	---
<b>TOTAL</b>				<b>8.00/-</b>

Petitioner through Counsel

Place: Chandigarh  
Dated: 18.02.2019

**(PANKAJ MAINI)**  
Advocate  
P-1390/2001  
Counsel for the Petitioner