

Abdul Ali and Others Vs. The State of Assam and Others

Abdul Ali and Others Vs. The State of Assam and Others

SooperKanoon Citation : sooperkanoon.com/1172716

Court : Guwahati

Decided On : Jun-23-2014

Judge : The Honourable Chief Justice Mr. a.M. Sapre & Ujjal Bhuyan

Appeal No. : PIL No. 3 of 2014

Appellant : Abdul Ali and Others

Respondent : The State of Assam and Others

Advocate for Pet/Ap. : Mr. A.R. Sikdar

Judgement :

A.M. Sapre, C.J.

Heard Mr. A.R. Sikdar, learned counsel for the petitioners and Mr. PN Goswami, learned Standing Counsel, Education Department, for the respondents.

This is a PIL filed by the petitioner against Respondents No.8 and 9 complaining, inter alia, that the school run by the Respondents No.8 and 9 under the name Pschim Khurda Faladi L.P. School does not exist. In other words, it is a fake school. It was also complained that in any event the said school is being run contrary to the norms and without permission. This Court directed the State respondents to make verification and submit the report in that behalf. Accordingly, report dated 14.3.2013 is submitted.

We have perused the report. On perusal of the report submitted by the Deputy Director of Elementary Education and District Elementary Education Officer, we notice that allegations made by the petitioner are not correct rather they are false. In other words, the report submitted shows that the school in question has obtained permission and it exists and running since 1981, though in a smaller way.

In the light of the report submitted by the State, we find no merit in the PIL which seems to have been filed to harass the private respondents.

The petition is, accordingly, dismissed with compensatory cost of Rs.5,000/- to be recovered from the petitioners jointly and severally by Respondents No.8 and 9.

No cost.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com