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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 7528/2021 & CM APPLN. 23618-19/2021

**ACTION COMMITTEE-RECOGNISED
PRIVATE SCHOOLS**

..... Petitioner

Through Mr. Vibhor Kush, Advocate

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Aakanksha Kaul, Standing
Counsel and Mr. Govind Kumar and
Mr. Manek Singh, Advocates for
SDMC

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

03.08.2021

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Hon'ble Judge is on leave today.

Re-notify on 20.08.2021.

BY ORDER

(COURT MASTER

AUGUST 3, 2021

'rs'



\$~23-27

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 7528/2021 & CM APPL. 23618/2021

ACTION COMMITTEE-RECOGNISED PRIVATE SCHOOLS

..... Petitioner

Through: Mr. B.B.Gupta, Senior Advocate
along with Mr. Vedanta Varma, Mr.
Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through: Mr. Sanjay Poddar, Senior Advocate
with Ms. Aakanksha Kaul, standing
counsel, Mr. Manek Singh, Mr.
Govind Kumar and Mr. Aman Sahani,
advocates (through VC)

+ W.P.(C) 7579/2021 & CM APPL. 23716/2021

TAGORE EDUCATION SOCIETY & ORS. Petitioners

Through: Mr. B.B.Gupta, Senior Advocate
along with Mr. Vedanta Varma, Mr.
Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through: Mr Sanjay Poddar, Senior Advocate
with Ms Mini Pushkarna, Standing
Counsel, SDMC with Ms Khushboo
Nahar, Ms Latika Malhotra,
Advocates (through VC)



+ W.P.(C) 8803/2021 & CM APPL. 27397/2021

MOUNT CARMEL SCHOOL SOCIETY AND ORS & ORS.

..... Petitioners

Through: Mr. B.B.Gupta, Senior Advocate
along with Mr. Vedanta Varma, Mr.
Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through: Mr. Rakesh Mittal, Standing Counsel
with Ms. Yamini Mittal, Advocate

+ W.P.(C) 9469/2021 & CM APPL. 29384/2021

FORUM FOR PROMOTION OF QUALITY EDUCATION FOR
ALL Petitioner

Through: Mr. B.B.Gupta, Senior Advocate
along with Mr. Vedanta Varma, Mr.
Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through: Mr Sanjay Poddar, Senior Advocate
with Ms Mini Pushkarna, Standing
Counsel, SDMC with Ms Khushboo
Nahar, Ms Latika Malhotra,
Advocates (through VC)

+ W.P.(C) 9473/2021 & CM APPL. 29403-04/2021

P C RAJARATNAMS INSTITUTION & ANR. Petitioners

Through: Mr. B.B.Gupta, Senior Advocate
along with Mr. Vedanta Varma, Mr.
Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus



SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through: Mr Sanjay Poddar, Senior Advocate
with Ms Mini Pushkarna, Standing
Counsel, SDMC with Ms Khushboo
Nahar, Ms Latika Malhotra,
Advocates (through VC)

CORAM:
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER
03.12.2021

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1. On petitioner taking steps, issue fresh notice to the newly added respondents through standing counsel *dasti* in addition, returnable on 05.01.2022.
2. Notice shall indicate that counter affidavit, if any, be filed within a period of two weeks from the date of service of the notice.
3. Counter affidavit, if not already filed, be filed by the other respondents within two weeks. Rejoinder within two weeks thereafter.

SANJEEV SACHDEVA, J

DECEMBER 3, 2021

rk



\$~12 to 16

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 7528/2021 & CM. APPL. 23618/2021

ACTION COMMITTEE-RECOGNISED PRIVATE SCHOOLS

..... Petitioner

Through Mr. Vedant Verma and Vibhor Kush,
Advocates.

Versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Aakanksha Kaul, Standing
Counsel with Mr. Manek Singh, Mr.
Govind Kumar and Mr. Aman Sahani,
Advocates for SDMC.

Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate

+ W.P.(C) 7579/2021 & CM. APPL. 23716/2021

TAGORE EDUCATION SOCIETY & ORS. Petitioner

Through Mr B.B. Gupta, Senior Advocate with
Mr. Achal Gupta, Advocate.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel with Ms. Khushboo Nahar,
Advocate for SDMC.

Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate



+ W.P.(C) 8803/2021 & CM. APPL. 27397/2021

MOUNT CARMEL SCHOOL SOCIETY AND ORS & ORS.

..... Petitioner

Through Mr. Sushil Dutt Salwan, Senior Advocate with Mr. Akhil Kumar Gola, Advocate.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Santosh Kumar Tripathi, Standing Counsel, GNCTD with Mr. Arun Panwar and Ms. Vrinda, Advocate

+ W.P.(C) 9469/2021 & CM. APPL. 29384/2021

FORUM FOR PROMOTION OF QUALITY EDUCATION FOR ALL

..... Petitioner

Through Mr. Akhil Kumar Gola, Advocate.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate with Ms. Mini Pushkarna, Standing Counsel with Ms. Khushboo Nahar, Advocate for SDMC.

Mr. Santosh Kumar Tripathi, Standing Counsel, GNCTD with Mr. Arun Panwar and Ms. Vrinda, Advocate

AND

+ W.P.(C) 9473/2021 & CM. APPLS. 29403-04/2021

P C RAJARATNAMS INSTITUTION & ANR. Petitioner

Through Mr. Sushil Dutt Salwan, Senior Advocate with Mr. Akhil Kumar



Gola, Mr. Vedant Verma and Mr. Vibhor Kush, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate with Ms. Mini Pushkarna, Standing Counsel with Ms. Khushboo Nahar, Advocate for SDMC.

Mr. Santosh Kumar Tripathi, Standing Counsel, GNCTD with Mr. Arun Panwar and Ms. Vrinda, Advocate

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

05.01.2022

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1. The hearing was conducted through video conferencing.
2. Time is sought by learned counsel appearing for the Government of NCT of Delhi to file counter affidavit. Let the same be filed within four weeks. Rejoinder before the next date of hearing.
3. List on 07.03.2022.
4. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through e-mail by the Court Master.

SANJEEV SACHDEVA, J

JANUARY 5, 2022

NA



W.P.(C) 7528-2021 & connected matters

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\$~23 & 28 to 33

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 6708/2021 & CM APPL. 21107/2021

CHRISTIAN EDUCATIONAL SOCIETY Petitioner

Through Mr. M. Qayam Ud Din with Ms.
Smerity Rani, Advocates.

versus

NORTH DELHI MUNICIPAL CORPORATION & ORS. Respondents

Through Ms. Mini Pushkarna, Standing
Counsel, Ms. Khushboo Nhar, Ms.
Latika Malhotra and Ms. Shikha
Baisoya, Advocates for the North
DMC (through VC)

+ W.P.(C) 7528/2021 & CM. APPL. 23618/2021

ACTION COMMITTEE-RECOGNISED PRIVATE SCHOOLS
..... Petitioner

Through Mr. Vibhor Kush, Advocate (Through
VC)

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Aakanksha Kaul, Standing
Counsel, Mr. Manek Singh, Mr.
Govind Kumar and Mr. Aman Sahani,
Advocates for SDMC (Through VC).
Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate

+ W.P.(C) 7579/2021 & CM. APPL. 23716/2021

W.P.(C) 6708/2021
& connected matters



TAGORE EDUCATION SOCIETY & ORS. Petitioner
Through Mr. Vibhor Kush, Advocate (Through
VC)

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel, Ms. Khushboo Nhar, Ms.
Latika Malhotra and Ms. Shikha
Baisoya, Advocates for the
Corporation (Through VC)
Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate

+ W.P.(C) 8803/2021 & CM. APPL. 27397/2021

MOUNT CARMEL SCHOOL SOCIETY AND ORS & ORS.
..... Petitioner
Through Mr. Vibhor Kush, Advocate (Through
VC)

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Rakesh Mittal, Standing Counsel
for SDMC with Mr. Ajay Harshana,
Advocate.

+ W.P.(C) 9469/2021 & CM. APPL. 29384/2021

FORUM FOR PROMOTION OF QUALITY EDUCATION FOR
ALL Petitioner
Through Mr. Vibhor Kush, Advocate (Through
VC)

W.P.(C) 6708/2021
& connected matters



versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel, Ms. Khushboo Nhar, Ms.
Latika Malhotra and Ms. Shikha
Baisoya, Advocates for the
Corporation (Through VC)
Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate

+ W.P.(C) 9473/2021 & CM. APPLS. 29403-04/2021

P C RAJARATNAMS INSTITUTION & ANR. Petitioner

Through Mr. Vibhor Kush, Advocate (Through
VC)

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel, Ms. Khushboo Nhar, Ms.
Latika Malhotra and Ms. Shikha
Baisoya, Advocates for the
Corporation (Through VC)
Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate

AND

+ W.P.(C) 15146/2021 & CM. APPL. 47726/2021

W.P.(C) 6708/2021
& connected matters



**ACTION COMMITTEE UNAIDED RECOGNIZED PRIVATE
SCHOOLS**

..... Petitioner

Through Ms. Anjana Gosain, Advocate
(Through VC)

versus

NORTH DELHI MUNICIPAL CORPORATION AND ANR.

..... Respondent

Through Ms. Mini Pushkarna, Standing
Counsel with Ms. Khushboo Nhar,
Ms. Latika Malhotra and Ms. Shikha
Baisoya, Advocates for the
Corporation (Through VC)
Mr. Santosh Kumar Tripathi,
Standing Counsel, GNCTD with Mr.
Arun Panwar and Ms. Vrinda,
Advocate

**CORAM:
HON'BLE MR. JUSTICE SANJEEV SACHDEVA**

ORDER
07.03.2022

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1. Further time is sought by learned counsel appearing for Government of NCT of Delhi to file counter affidavit.
2. As last opportunity, let the same be filed within three weeks. Rejoinder within three weeks thereafter.
3. List on 28.04.2022.

SANJEEV SACHDEVA, J

MARCH 7, 2022/NA

W.P.(C) 6708/2021
& connected matters

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\$~27 & 35 to 38

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 9473/2021 & CM. APPLS. 29403-04/2021

P C RAJARATNAM'S INSTITUTION & ANR. Petitioner
Through Mr. Sushil Dutt Salwan, Senior
Advocate with Mr. Vedanta Varma,
Mr. Vibhor Kush and Mr. Akhil
Kumar Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION..... Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel with Mr. Khusboo Nahar and
Ms. Latika, Advocates.

+ W.P.(C) 7528/2021 & CM. APPL. 23618/2021

ACTION COMMITTEE-RECOGNISED PRIVATE SCHOOLS
..... Petitioner
Through Mr. Vedanta Varma, Mr. Vibhor
Kush and Mr. Akhil Kumar Gola,
Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Aakanksha Kaul, Standing
Counsel with Mr. Govind Kumar, Mr.
Manek Singh and Mr. Aman Sahani,
Advocates.

+ W.P.(C) 7579/2021 & CM. APPL. 23716/2021

TAGORE EDUCATION SOCIETY & ORS. Petitioner
Through Mr. B B Gupta, Senior Advocate
along with Mr. Vedanta Varma, Mr.

W.P.(C) 9473/2021 & connected matters

1



Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel with Mr. Khusboo Nahar and
Ms. Latika, Advocates.

+ W.P.(C) 8803/2021 & CM. APPL. 27397/2021

MOUNT CARMEL SCHOOL SOCIETY & ORS.

..... Petitioner

Through Mr. Sushil Dutt Salwan, Senior
Advocate with Mr. Vedanta Varma,
Mr. Vibhor Kush and Mr. Akhil
Kumar Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Rakesh Mittal, Standing Counsel
with Ms. Yamini Mittal, Advocate

AND

+ W.P.(C) 9469/2021 & CM. APPL. 29384/2021

FORUM FOR PROMOTION OF QUALITY EDUCATION FOR
ALL Petitioner

Through Mr. Vedanta Varma, Mr. Vibhor
Kush and Mr. Akhil Kumar Gola,
Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Sanjay Poddar, Senior Advocate
with Ms. Mini Pushkarna, Standing
Counsel with Mr. Khusboo Nahar and



Ms. Latika, Advocates.

**CORAM:
HON'BLE MR. JUSTICE SANJEEV SACHDEVA**

**ORDER
21.09.2021**

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1. The hearing was conducted through video conferencing.
2. Counter affidavit stated to have been filed by the respondent is not on record. Let the counsel check up with the Registry and have the same placed on record. Rejoinder to the counter affidavit be filed within four weeks.
3. Learned counsel for the petitioner submits that in view of the averments in the counter affidavit, Government of NCT of Delhi would be a necessary party. On the oral prayer of the petitioner, Government of NCT of Delhi is impleaded as a respondent. Amended memo of parties be filed within two days
4. Issue notice to the newly added respondent through standing counsel, returnable on 03.12.2021.
5. Interim order to continue.
6. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through e-mail by the Court Master.

SANJEEV SACHDEVA, J

**SEPTEMBER 21, 2021
NA**



\$~(5 & 7 of 20.8.2021 list) & (46 of 23.8.2021 list)

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 7528/2021

ACTION COMMITTEE-RECOGNISED PRIVATE SCHOOLS

..... Petitioner

Through Mr. Vedanta Varma, Mr. Vibhor Kush and Mr. Akhil Kumar Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION Respondent

Through Mr. Sanjay Poddar, Senior Advocate with Ms. Aakanksha Kaul, Standing Counsel, Mr. Govind Kumar and Mr. Manek Singh, Advocates.

+ W.P.(C) 7579/2021

TAGORE EDUCATION SOCIETY & ORS. Petitioner

Through Mr. B B Gupta, Senior Advocate along with Mr. Vedanta Varma, Mr. Vibhor Kush and Mr. Akhil Kumar Gola, Advocates.

versus

SOUTH DELHI MUNICIPAL CORPORATION

..... Respondent

Through Mr. Sanjay Poddar, Senior Advocate with Ms. Mini Pushkarna, Standing Counsel, SDMC, Ms. Khushboo Nahar and Ms. Latika Malhotra, Advocates.

+ W.P.(C) 8803/2021

MOUNT CARMEL SCHOOL SOCIETY AND ORS & ORS.

..... Petitioner

Through Mr. Sushil Dutt Salwan, Advocate along with Mr. Vedanta Varma, Mr.



Vibhor Kush and Mr. Akhil Kumar
Gola, Advocates.

versus
SOUTH DELHI MUNICIPAL CORPORATION Respondent
Through Mr. Rakesh Mittal, Standing Counsel
with Ms. Yamini Mittal and Mr. Ajay
Harshana, Advocate.

CORAM:
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER
23.08.2021

CM. APPLS. 23619/2021 (exemption) in W.P. (C) 7528/2021
CM. APPLS. 23717/2021 (exemption) in W.P. (C) 7579/2021
CM. APPLS. 27398/2021 (exemption) in W.P. (C) 8803/2021

Exemption is allowed, subject to all just exceptions.

W.P. (C) 7528/2021, W.P. (C) 7579/2021 & W.P. (C) 8803/2021

1. The hearing was conducted though video conferencing.
2. W.P. (C) Nos. 7528/2021 & 7578/2021 have been taken up today as 20.08.2021 was declared as holiday.
3. Petitioners impugn the resolution dated 27.07.2020, departmental instructions dated 31.08.2020 and the consequential letters requiring petitioners to file a fresh property tax return alongwith property tax as specified by above-referred resolutions of respondents.



4. Learned senior counsel appearing for the petitioners submit that the decision of the Municipal Corporation dated 27.07.2020 and departmental instructions dated 31.08.2021 run counter to the directions issued by the Division Bench of this Court in *Vinod Krishna Kaul and Ors. Vs. Lt. Governor, NCT of Delhi & Ors.* (2012) 131 DRJ 655 (DB).

5. Learned senior counsel submits that this Court had specifically directed that the issue should be reconsidered by the Municipal Valuation Committee/Corporation in the light of the observations made in the said judgment.

6. Learned counsel submits that the matter has not been placed before the Municipal Valuation Committee for re-consideration. He submits that the Corporation in the impugned resolution dated 27.07.2020 has rather affirmed that the decision of the Municipal Valuation Committee is binding on the Corporation and has further held that there is no provision in the Act which requires any approval of the Corporation on the final recommendations of the Municipal Valuation Committee.

7. Learned senior counsel submits that since the matter has not been re-considered by the Municipal Valuation Committee in terms of the judgment of this Court, Corporation cannot seek to enforce the recommendations of the Municipal Valuation Committee issued prior to the judgment.



8. Issue notice. Notice is accepted by learned counsel for respondents.

9. Learned senior counsel appearing for respondents prays for some time to take instructions.

10. In view of the above, re-notify on 21.09.2021, on which date the respondents shall indicate as to whether the matter was reconsidered by the Municipal Valuation Committee pursuant to the judgment of this Court or not.

CM. APPLS. 23618/2021 (stay) in W.P. (C) 7528/2021

CM. APPLS. 23716/2021 (stay) in W.P. (C) 7579/2021

CM. APPLS. 27397/2021 (stay) in W.P. (C) 8803/2021

1. Learned senior counsel appearing for respondents submits that as of now, no demand letter has been issued to any of the petitioners.

2. List on 21.09.2021. In the meantime, in case any demand letter is issued by the respondent/Corporation, petitioners would be at liberty to approach this Court.

3. Copy of the order be uploaded on the High Court website and be also forwarded to learned counsels through e-mail by the Court Master.

SANJEEV SACHDEVA, J

AUGUST 23, 2021

NA



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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 7528/2021 & CM 23618/2021

ACTION COMMITTEE-RECOGNISED

PRIVATE SCHOOLS

..... Petitioner

Through: Mr.Vedanta Verma, Mr.Vibhor Kush,
Mr.Akhil Kumar Gola, Advocates

versus

SOUTH DELHI MUNICIPAL CORPORATION..... Respondent

Through: Mr.Sanjay Poddar, Sr.Advocate with
Ms.Akanksha Kaur, Standing
Counsel, SDMC with Mr.Manekk
Singh and Mr.Aman Sahani,
Advocates for respondent No.1/
SDMC.

Mr.S.K.Tripathi, Standing Counsel
(Civil), GNCTD for respondent No.2/
DOE.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

28.04.2022

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1. In view of the Special Division Bench called to be convened, this matter could not be taken up for hearing today.

2. Re-notify on 16.08.2022.

MANOJ KUMAR OHRI, J

APRIL 28, 2022/v

[Click here to check corrigendum, if any](#)