



**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(Sr. No. 102+262)**

**(1) CWP-22739-2022 (O&M)
Date of Decision : 27.02.2025**

**Baba Sant Khalsa Public High School, Toot, Taran Taran
...Petitioner**

Versus

**State of Punjab and others
...Respondents**

(2) CWP-17221-2022 (O&M)

**Fill Flower Model High School, through its Authorized Signatory,
Gurnam Singh
...Petitioner**

Versus

**State of Punjab and others
...Respondents**

(3) CWP-22752-2022 (O&M)

**Saraswati Modern High School, Pathankot
...Petitioner**

Versus

**State of Punjab and others
...Respondents**

(4) CWP-22721-2022 (O&M)

**Sri Guru Nanak Dev Public High School Nepal, Amritsar
...Petitioner**

Versus

**State of Punjab and others
...Respondents**



(5)

CWP-22728-2022 (O&M)

K.H. Public High School, Dariyapur

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Dilpreet Singh Gandhi, Advocate for the petitioner(s)
in all the writ petitions.

Mr. Malkiat Singh, Deputy Advocate General, Punjab.

Mr. Ranjit Singh Kalra, Advocate for the respondent-PSEB.

Ms. Anu Chatrath, Senior Advocate with
Mr. Shourya Mehra, Advocate for respondent No. 6.

Harsimran Singh Sethi J. (Oral)

1. Learned counsel for the petitioner(s) submits that the grievance of the petitioner(s) in the present petitions is that vide order dated 22.07.2022 (Annexure P-19), affiliation of petitioner's school of Class 10th has been cancelled by respondent No. 4 and in order to grant the affiliation to the petitioner-Institutes, the Punjab School Education Board is asking the petitioner(s) to get the change of land use certificate from the Punjab Urban Development Authority keeping in view the Instructions issued by the said Authority dated 17.08.2016. Thus, it is the prayer of the petitioner-Institutes that the said order dated 22.07.2022 (Annexure P-19) may kindly be set-aside.



2. Learned counsel for the petitioner(s) further submits that as per the said Policy dated 17.08.2016, any building which has already been constructed prior to 31.07.2005 is exempted from the grant of change of 'land use certificate' hence, the Punjab School Education Board is without any valid reason forcing the petitioner(s)-School to get a certificate of the 'change of land use' so as to grant the affiliation to the petitioner(s)-School.

3. Learned counsel appearing on behalf of the Punjab School Education Board submits that in case, any certificate which may have been issued by the Competent Authority to the petitioner(s)-School is produced before the Punjab School Education Board stating that the building in question constructed by a particular School which is claiming the affiliation does not require the 'change of land use certificate' and a no objection is granted along with the said certificate that the building is safe to run a School therein, appropriate relief of the grant of affiliation to the petitioner(s)-School will be considered on the basis of the said certificate.

4. Learned counsel for the petitioner(s) further submits that the present petitions may kindly be disposed of having been not pressed any further with liberty to approach the Punjab Urban Development Authority so as the authority can issue them No Objection Certificate/a Certificate which would state that as per the Policy issued for the grant of change of land use dated 17.08.2016 certifying that the petitioner(s)-Institutes are exempted from the said Policy to obtain 'change of land use certificate' and such Certificate issued by the Punjab Urban Development Authority will be



submitted before the Punjab School Education Board so as to claim affiliation.

5. Ordered accordingly.

6. Pending miscellaneous application, if any, also stands disposed of.

7. A photocopy of this order be placed on the file of connected cases.

February 27, 2025
kanchan

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No