

**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

309

CWP No.13598 of 2019

Date of Decision : 11.09.2019

Adarsh Senior Secondary School

....Petitioner

v/s

State of Haryana and others

....Respondents

**Coram :** Hon'ble Mr. Justice B.S. Walia

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

Mr. Harish Rathee, Senior DAG, Haryana.

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**B.S. Walia, J. (Oral)**

[1] Reply has been filed by learned Senior Deputy Advocate General, Haryana, on behalf of respondent Nos.1 to 3. The same is taken on record. Copy thereof handed over to learned counsel for the petitioner. In paragraph No.18 of the reply, it is mentioned that Rs.50 Crores has been sanctioned by the Government for reimbursement of fee to private schools for granting admission to meritorious students belonging to EWS/BPL categories for the academic session 2016-2017, 2017-2018 and 2018-2019 vide Order (Annexure R-1) and further that amount as per claim submitted by respective districts has been released by the department vide Order (Annexure R-2) dated 21.05.2019 to all District Elementary Education Officers for further reimbursement to claimants-schools.

[2] Learned counsel for the petitioner states that although the amount as per (Annexure R-2) has been released to the District Elementary Education Officers, reimbursement to the petitioner-School has not been made as per

entitlement and that in the circumstances, a direction be issued to the respondents to process the claim of the petitioner and to release the payment as per entitlement under the *Right of Children to Free and Compulsory Education (RTE) Act, 2009*, in a time bound manner.

[3] Learned Senior Deputy Advocate General, Haryana, on telephonic instructions from Ms. Vandana Disodia, Additional Director, office of Director Elementary Education, Haryana, states that the Government has issued instructions to all District Education Officers for making payment to the claimants as per their entitlement under the RTE Act and payment as per entitlement under the RTE Act would be released to the petitioners within three months of their completing formalities. The same satisfies learned counsel for the petitioner.

[4] In the light of the position as noted above, the writ petition is ***disposed of*** by directing the respondents to make the payment to the petitioner as per entitlement under the RTE Act within a period of three months of their completing formalities in respect thereto.

(B.S. Walia)  
Judge

September 11, 2019

'Rajneesh'

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No