

ITEM NO.56,56.1-56.10 & 61 COURT NO.7 SECTION III

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (C) No(s). 314/2018

(Arising out of impugned final judgment and order dated 27-12-2017 in SCA No. 10035/2017 passed by the High Court Of Gujarat At Ahmedabad)

FEDERATION OF SELF FINANCE SCHOOLS & ANR. Petitioner(s)

VERSUS

THE STATE OF GUJARAT Respondent(s)

(With IA No.2192/2018-EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT and IA No.4433/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.6309/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.12322/2018-INTERVENTION/IMPLEADMENT and IA No.14745/2018-INTERVENTION/IMPLEADMENT and IA No.16500/2018-PERMISSION TO FILE ADDITIONAL DOCUMENTS and IA No.20303/2018-APPROPRIATE ORDERS/DIRECTIONS)

WITH

SLP(C) No. 471/2018 (III)
SLP(C) No. 1001/2018 (III)
SLP(C) No. 797/2018 (III)
SLP(C) No. 463-465/2018 (III)
SLP(C) No. 1013/2018 (III)
Diary No(s). 1379/2018 (III)
SLP(C) No. 1190-1192/2018 (III)
(IA No.16396/2018-INTERVENTION/IMPLEADMENT)
SLP(C) No. 2886-2893/2018 (III)
SLP(C) No. 1540/2018 (III)
W.P. (C) No. 63/2018 (X)
SLP(C) No. 3144/2018

Date : 19-02-2018 These petitions were called on
for hearing today.

CORAM :

HON'BLE MR. JUSTICE S.A. BOBDE
HON'BLE MR. JUSTICE L. NAGESWARA RAO

For Petitioner(s) Mr. Saket Sikri, Adv.
Ms. Ranjeeta Rohatgi, AOR

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Mr. Sandeep Devashish Das, AOR

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 Mr. Dushyant Manocha, Adv.
 Ms. Anannya Ghosh, AOR

Mr. D.N. Ray, Adv.
 Mr. Lokesh K Choudhary, Adv.
 Ms. Disha Ray, Adv.
 Mr. Dillip Kumar Nayak, Adv.
 Mrs. Sumita Ray, AOR

Mr. Nikhil Goel, AOR

Mr. Gopal Subramaniam, Sr. Adv.
 Mr. Ranjit Kumar, Sr. Adv.
 Mr. Bijal Chatrapati, Adv.
 Mr. Mahesh Agawal, Adv.
 Mr. Abhinav Agrawal, Adv.
 Ms. Devika Mohan, Adv.
 Mr. E.C. Agrawala, AOR
 Ms. Shatakshi Shekhar, Adv.
 Ms. Saumya Singh, Adv.

Mr. Mehul M Gupta, Adv.
 Mr. R.P. Gupta, AOR

Mr. Bharat Sangal, AOR
 Ms. Ujjawal Trivedi, Adv.
 Ms. Vidushi Garg, Adv.
 Ms. Anindita Deka, Adv.
 Ms. Sonaya Dadachandji, Adv.
 Ms. Isha Gupta, Adv.
 Mr. S.S. Reddy, Adv.

For Respondent(s)

Mr. Tushar Mehta, ASG
 Mr.C.A. Sundram, Sr. Adv.
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 Mr. Preetesh Kapoor, Adv.
 Ms. Hemantika Wahi, AOR
 Ms. Shodhika Sharma, Adv.
 Ms. Vishakha, Adv.

Mr. Desh Ratan Migam, Adv.
 Mr. Awanish Sinha, AOR

Ms. Aishwarya Bhati, Adv.
 Mr. Aniruddha Deshmukh, AOR

UPON hearing the counsel the Court made the following
 O R D E R

I.A. No. 20303/2018 In SLP(C) 314/2018

Certain clarifications have been sought by the State of Gujarat in our order dated 01.02.2018.

Having heard both sides, we consider it appropriate to pass the following order :

"At page 24 of the application the words "The Committees shall be headed by a retired Judge of High Court. The Revisional Authority shall comprise two retired Judges of the High Court" shall be treated as deleted and the same shall be substituted by the following words which read thus"

"The Committees shall be headed by a retired Judge of the High Court, if available or a retired District Judge. The list of High Court Judges shall be submitted by the petitioners-Schools to the office of the Hon'ble the Chief Justice of the Gujarat High Court who may select Judges for this purpose. The composition of the Revisional Authority shall remain the same as envisaged by Section 12 of the Act. However, it shall be headed by two former Judges of the High Court who shall act as Chairman and Vice Chairman of the Committee. The said High Court Judges shall also be selected by the Hon'ble the Chief Justice of the Gujarat High Court."

At page 25 of the application the words, "The Committees shall finalise the fees chargeable by the schools within period of one week on receipt of such representations" shall be substituted by the words, "The Committees shall finalise the fees chargeable by

the Schools within a period of four weeks on receipt of such representations".

The provisional fixation of fees shall be for the years 2017-2018 and 2018-2019.

However, this order shall be without prejudice to the rights and contentions of both parties.

I.A. No. 20302/2018 is disposed of in the above terms.

[Charanjeet Kaur]
A.R.-cum-P.S.

[Indu Kumari Pokhriyal]
Asstt. Registrar