

IN THE HIGH COURT OF HIMACHAL PRADESH, SHIMLA.

**COPC No. 8 of 2011 a/w COPCs
No. 9, 403 of 2011, 405 & 412 of
2010, 464, 465, 545 and 546 of
2011**

Decided on: 30.11.2012

1. COPC No. 8 of 2011

Archana Kapoor, D/o Dr. C.L. Malhotra, permanent r/o #194/2,
Inderkala near M.L.S.M. College, Sundernagar, Distt. Mandi,
(H.P.).

.....Petitioner

Versus

1. Srikant Valdi, Secretary (Education) to the Govt. of H.P.,
Shimla-2 (H.P.).
2. O.P. Sharma, Director, Higher Education, Shimla.

.....Respondents

2. COPC No. 9 of 2011

Ajay Kapoor, S/o Sh. Inder Kumar Kapoor, permanent r/o
#194/2, Inderkala near M.L.S.M. College, Sundernagar, Distt.
Mandi, (H.P.).

.....Petitioner

Versus

1. Srikant Valdi, Secretary (Education) to the Govt. of H.P.,
Shimla-2 (H.P.).
2. O.P. Sharma, Director, Higher Education, Shimla.

.....Respondents

3. COPC No. 403 of 2011

Shiv Kumar Sharma, son of Shri Tika Ram Sharma, Lecturer,
Department of Physics, MCM DAV College, Kangra, Resident of
House No. -48, Housing Board Colony, Kangra (H.P.).

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to
the Government of Himachal Pradesh, Shimla-171002
(H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of
Himachal Pradesh, Shimla-171001 (H.P.).
3. R.S. Sharma, General Secretary, D.A.G. College Managing
Committee, Chitragupt Road, New Delhi.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

4. COPC No. 405 of 2010

Sanjiv Raj Singh Kanwar, Resident of House No. -50, (HIG),
Housing Board Colony, Kangra (H.P.).

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002 (H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of Himachal Pradesh, Shimla-171001 (H.P.).
3. R.S. Sharma, General Secretary, D.A.G. College Managing Committee, Chitragupt Road, New Delhi.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

5. COPC No. 412 of 2010

Satish Kumar Mittal, son of Shri Tirath Ram Mittal, resident of
Jayanti Vihar, Kangra-176001 (H.P.).

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002 (H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of Himachal Pradesh, Shimla-171001 (H.P.).
3. R.S. Sharma, General Secretary, D.A.G. College Managing Committee, Chitragupt Road, New Delhi-110001.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

6. COPC No. 464 of 2011

Anita Vohra, daughter of Shri Prem Chand Gupta, Lecturer,
Department of Chemistry, MCM DAV College, Kangra, Resident of
House No. -45, Vivekanand Vihar, Behind Petrol Pump, Kangra,
District Kangra .

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002 (H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of Himachal Pradesh, Shimla-171001 (H.P.).

3. R.S. Sharma, General Secretary, D.A.G. College Managing Committee, Chitragupt Road, New Delhi.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

7. COPC No. 465 of 2011

Amar Jit Sharma, son of Shri Amar Singh, Lecturer, Department of Physics, MCM DAV College, Kangra, Resident of House No.-9, Brijeshwari Vihar, Jogipur Road, Kangra, District Kangra, (H.P.).

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002 (H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of Himachal Pradesh, Shimla-171001 (H.P.).
3. R.S. Sharma, General Secretary, D.A.G. College Managing Committee, Chitragupt Road, New Delhi.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

8. COPC No. 545 of 2011

Kranti Moudgil, daughter of Shri Santosh Kumar Moudgil, Lecturer, Department of English, MCM DAV College, Kangra (H.P.), Resident of 14, Housing Board Colony, Kangra-176001 (H.P.).

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002 (H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of Himachal Pradesh, Shimla-171001 (H.P.).
3. R.S. Sharma, General Secretary, D.A.G. College Managing Committee, Chitragupt Road, New Delhi.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

9. COPC No. 546 of 2011

Rajeev Sharma, son of Shri S.D. Sharma, Lecturer, Department of English, MCM DAV College, Kangra (H.P.), Resident of Kangra (H.P.).

.....Petitioner

Versus

1. Dr. Shrikant Baldi, IAS, Principal Secretary (Education) to the Government of Himachal Pradesh, Shimla-171002 (H.P.).
2. Dr. O.P. Sharma, Director of Education, Government of Himachal Pradesh, Shimla-171001 (H.P.).
3. R.S. Sharma, General Secretary, D.A.G. College Managing Committee, Chitragupt Road, New Delhi.
4. R.K. Ohri, Principal, D.A.V. College, Kangra, H.P.

.....Respondents

Coram

The Hon'ble Mr. Justice Kurian Joseph, Chief Justice.

The Hon'ble Mr. Justice Rajiv Sharma, Judge.

For the petitioners : M/s. Rajnish Maniktala & Ramakant Sharma, Advocates, for the respective petitioners.

For the respondents : Mr. R.K. Bawa, A.G. with Mr. Ankush Dass Sood, Addl. A.G., Mr. Anshul Bansal, Addl. A.G. and Mr. Sanjeev Sood, Advocate, for the respective respondents.

Justice Kurian Joseph (C.J.) oral

The petitioners have approached this Court with certain grievances regarding disbursement of the eligible benefits under the UGC scheme.

2. During the pendency of these matters, we are informed that all the benefits under the UGC scheme have been given. What remains is only the benefit of interest in implementation of the judgments/orders.

3. Learned Additional Advocate General prays that the time for payment of the amounts may be enlarged in view of the arduous task of fixation of the benefits.

4. Having regard to the submission, as above, the time for payment of amounts as per judgments/orders is enlarged so that there is no liability for the State to pay default interest. In view of the apology tendered in the affidavit(s) and also in the

Court through learned Additional Advocate General, the contempt petitions are dismissed. Rule is discharged.

(Justice Kurian Joseph)
Chief Justice

November 30, 2012
(awasthi/pankaj)

(Justice Rajiv Sharma)
Judge