

IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN

JAIPUR BENCH, JAIPUR

ORDER

SB Civil Writ Petition No.18764/2012

Management Committee, Bishwambhar Lal Maheshwari

Education Foundation, Bagar, Jhunjhunu versus Rajasthan Non

Government Educational Institutions Tribunal, Jaipur & ors

30.11.2012

HON'BLE MR. JUSTICE MN BHANDARI

Mr Virendra Lodha, Sr Adv with Mr Ankit Jain – for petitioner

BY THE COURT:

By this writ petition, a challenge is made to the order dated 21.9.2012 passed by the Rajasthan Non-Government Educational Institutions Tribunal, Jaipur.

Learned counsel submits that so far as the issue decided by the tribunal is concerned, petitioner has no intention to contest the same, however, a direction may be given to the State Government to reimburse the amount to the extent of grant-in-aid as the petitioner institution was an aided institution. Similar directions have been given by this court in several cases and the Government has even complied with the directions.

I have considered the submission and perused the record.

A challenge to the order of the tribunal has not been made thus the order impugned herein is maintained.

So far as issuance of directions to the respondent State to reimburse the amount payable by the petitioner institution to the extent of grant-in-aid is concerned, petitioner institution is given liberty to claim the amount to the extent of grant-in-aid admissible to them. The claim aforesaid can be made after payment of due amount to the employee pursuant to the directions of the tribunal. If any claim for reimbursement of the amount is made to the extent of grant-in-aid, the State Government is expected to deal with the claim as per the existing rules and complete the formalities in that regard within four months from the date of claim made so that institution may get due amount to the extent of grant-in-aid within reasonable time.

With the aforesaid directions/ observations, writ petition so as the stay application are disposed of.

(MN BHANDARI), J.

bnsharma

All corrections made in the judgment/ order have been
incorporated in the judgment/ order being emailed.

(BN Sharma)
PS-cum-JW