

DIRECTORATE OF EDUCATION: ZONE VIII (GIRLS)
DISTRICT SOUTH: DEFENCE COLONY: NEW DELHI.

NO.F.I-1(19)/VIII-G/76/4503

Dated:- 15.11.78

To

The Manager,
Summer Fields School,
Kailash Colony, New Delhi.

Subject:- Grant of provisional recognition ~~upto~~ pre-primary to XII classes.

Sir,

With reference to your letter dated 6.1.78 on the above subject, I am to convey sanction of the Director of Education, Delhi to the extension of Recognition without grant-in-aid of the school for a period of Two years from 1.5.78 to 30.4.1980 subject to fulfilment of following conditions:-

1. The following teachers are not qualified, should acquire the necessary qualifications within three years.
 1. Sh. G.D.Shatri - M.A.
 2. Mrs. M.B.Sachedeva
 3. Mr. S.P.Kapoor
 4. Mrs. K. Kaul.
2. While the cases of all those teachers and other employees who were appointed before 31.12.1975 and were overage at the time of appointment stand regularised, those who were appointed after this date and were overage at the time of appointment shall be replaced by teachers/employees who fulfil the requisite age limit laid down for the posts.
3. No employee who has attained the age of superannuation shall be retained in service from now onwards.
4. The cases of those teachers/employees who were appointed before the commencement of the Delhi School Education Act and were fulfilling the qualifications then prescribed by the affiliate Board shall be referred to us for decision. Similarly, those teachers/employees who appointed after 31.12.1975 and were overage at the time of appointment but are entitled to get relaxation in age on the basis of their past experience should also be referred to the Directorate for decision.
5. The building under construction may be completed within a period of one year.
6. The Science Labs be shifted to some bigger rooms.
7. The school premises shall not be used for non-educational activities.
8. The school will maintain the Service Books of each employee.
9. More books be added to the Library.
10. The services of any employee shall not be terminated without the prior approval of the Director of Education.

P.T.O.

11. The scheme of management be got approved.
12. The school shall comply with the provisions of DSEA, 73 and rules made there under and instructions issued by the Department from time to time.

In case the above conditions are not fulfilled/adhered to the Department will be constrained to disallow further recognition of the school.

Yours faithfully,

(Mrs.) S. SURI
EDUCATION OFFICER.

No.F.I-1(19)/VIII-G/76/4504/40 Dated:- 15/11/78

Copy forwarded to the following for information and necessary action:

1. P.A. to D.E.
2. D.D.E(Gen)
3. A.D.E.(Plg)
4. D.D.E.(Distt. North, West, East and South)
5. All E.O.s
6. E.O., M.C.D./NDMC
7. A.D.E.(Exam.)
8. Secretary, C.B.S.E.
9. A.C. A/C & II.

(Mrs.) S. SURI
EDUCATION OFFICER.

LEKHRAJ
9.11.78

Shalika

SECRETARY OF EDUCATION, DELHI ADMIN. DEPT.
No. F. 32(2)(24)/Gen. 75/

Dated: 4-1-1980

To

All the District D.D.s,
All the Managers of Recognized Pr.
Alleged and Unaided Schools of Union Territory of Delhi.

Sir/Madam,

It has been the practice to grant recognition to schools for a limited period and such recognition used to lapse on the expiry of that period unless such recognition was renewed before the expiry of that period. This practice was based on Rule 54(2) of the Delhi School Education Act, 1973. In Civil Writ No. 353 of 1977 in the case of Dignatar Jain Society, the Hon'ble High Court of Delhi delivered a judgement on 30.8.1978 holding Rule 54(2) ultra vires of the Delhi School Education Act, 1973. The operational portion of the said judgement reads here as under:-

"In view of a very careful consideration of all the various provisions of the Act and Rules, I am of the opinion that Rule 54(2) is ultra vires of the Act, and that recognition originally granted to the school was an absolute recognition; at any rate, the recognition granted after 31.10.73 must be treated as the absolute grant of recognition within the scope of Rule 54. It must be deemed that the authority was satisfied that if upon issue the school will be able to fulfil the requirements and conditions for grant of recognition and because of this satisfaction a provisional recognition was given to it and the school was recognised. This being so, the recognition cannot be taken away from the school except in the manner contemplated by Section 4 sub-sec. (4) or (6)".

The Prescribed Authority (Administrator of Delhi - Lt. Governor) announced in judgement of 31.11.75 in the case of appeal No. 143/75 O.A. in the case of Bahar Education U.P. vs. State as here under:-

"In view of the law laid down by the Delhi High Court in the case of Dignatar Jain Society, it has been held, and I hold accordingly that the appellant school is entitled to be recognised school. In case the Director of Education is of the opinion that the school does not satisfy any one of the conditions specified under sub-section (1) of Section 4, he will have to follow the procedure laid down under sub-section (6) of Section 4 read with rule 54".

In view of the above cited High Court judgement and above stated pronouncement of the Prescribed Authority (Lt. Governor), recognition of no school shall lapse as specified under Rule 54(2). Recognition once granted shall be absolute.

Hence no school will be deemed recognised for a limited period, no matter whether it was recognised prior to the commencement of the Act, 1973 or has been granted recognition thereafter. Henceforth all recognised schools shall be deemed to be permanently recognised and recognition would be withdrawn only through the procedure...

Shali G. S.
PRINCIPAL
SUMMER FIELDS SCHOOL

laid down under sub-sec. (b) of Section 4 of the Act read with Rule 56 of Delhi School Education Rules, 1973.

The School Administrators are requested to adhere to the statutory requirements governing recognition as laid down under Section 4(b) of the Delhi School Education Act, 1973 and to duly fulfill the conditions prescribed under Rule 56 of the Delhi School Education Rules, 1973 which are being fulfilled as well as facilities specified under the said Act and the said Rules should be duly provided to the school. Conditions already laid down governing recognition should be fulfilled and report thereof to be submitted to the undersigned through Social Education Officer. The Administrators will also continue to comply with other relevant requirements of the Delhi School Education Act and Rules, 1973 as applicable to their schools.

The District Deputy Directors and Social Education Officers are required to collect the above information from time to time to the Inspector/Officer/Department of the above mentioned statutory requirements/conditions of recognition and keep a record thereof in the records or files. District, if any, may send out to the Administrators for entering the same within specified period under intimation to the undersigned. In case, any Inspector/Officer/Department of the above mentioned statutory requirements laid down above, should be taken for the purpose of recognition in accordance with the above laid down statutory requirements of Sec. 4 of the Act read with Rule 56 of Delhi School Education Rules, 1973.

Yours faithfully,

(Signature)

DEPARTMENT OF SOCIAL EDUCATION, DELHI
1980

NO. 1111/13-73

Copy forwarded for information and necessary action to:-
1. All Social Education Officers and District
2. All the Branch Offices of the Director of Education
3. Principals of all recognised private and aided schools.

Handwritten note: 1. Aided

(Signature)
DIRECTOR OF SOCIAL EDUCATION (GENERAL)

Handwritten signature: Shri. G. P.
PRINCIPAL
SUMMER FIELDS SCHOOL
KAILASH COLONY
NEW DELHI 110048