

\$~

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 8763/2015

INDEPENDENT THOUGHT Petitioner
Through: Mr. Vikram Srivastava, Adv.

Versus

UNION OF INDIA Respondents
Through: Mr. Navin Chawla, Adv. for UOI.

CORAM:
HON'BLE THE CHIEF JUSTICE
HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER
06.01.2017

%

1. We passed a detailed order on 17.05.2016 directing the respondent to file an additional counter affidavit furnishing the details of the mechanism in place for regulating and monitoring the standards in the Government schools in terms of the Schedule II, the RTE Act and as to whether the Government Schools have fulfilled the said norms and standards as of today. Though certain details have been furnished in the additional counter affidavit dated 10.08.2016, it appears to us that the existing regulatory mechanism is not sufficient to ensure quality education in schools owned or controlled by the Government or the local authority. As already expressed in the order dated 17.05.2016, we are also of the view that in the absence of a suitable amendment to Section 18 (1) of RTE Act, the object of the RTE Act, more

particularly Article 21-A of the Constitution of India, may not be achieved in letter and spirit. The additional counter affidavit is absolutely silent on the said issue.

2. The petition, therefore, needs further consideration.

3. Be listed for hearing in the week commencing 20.03.2017. Released from orders.

CHIEF JUSTICE

SANGITA DHINGRA SEHGAL, J

JANUARY 06, 2017

kks