

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)  
W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**  
Justice For Rights Foundation and Ors .... Petitioners  
Versus  
Union of Indian and Ors ... Respondents  
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|     |                  |  |  |
|-----|------------------|--|--|
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|-----|------------------|--|--|

Filed By –

Petitioners - in - Person

NEW DELHI  
DATE-

|                                                                                                                                            |                            |                   |                                   |                          |
|--------------------------------------------------------------------------------------------------------------------------------------------|----------------------------|-------------------|-----------------------------------|--------------------------|
| TO BE TYPED or PRINTED                                                                                                                     |                            | LISTING PROFORMA  |                                   | Page1                    |
| <b>INSTRUCTIONS :</b> 1. ONLY TYPE the information in the relevant boxes. 3. DO NOT Staple the Sheet.<br>2. DO NOT TYPE OUTSIDE THE BOXES. |                            |                   |                                   |                          |
| <b>IN THE HIGH COURT OF DELHI AT NEW DELHI</b>                                                                                             |                            |                   |                                   |                          |
| Case Type                                                                                                                                  |                            | Number            | OF                                | Year                     |
| Writ Petition ( C ) PIL                                                                                                                    |                            |                   |                                   |                          |
| IN THE MATTER OF:-                                                                                                                         |                            |                   |                                   |                          |
| NAME                                                                                                                                       | Justice For Rights and Ors |                   | .....FIRST PLAINTIFF / PETITIONER |                          |
| VS                                                                                                                                         |                            |                   |                                   |                          |
| NAME                                                                                                                                       | Union of India             |                   | ....FIRST DEFENDANT / RESPONDENT  |                          |
| 1 (a) Case Category                                                                                                                        |                            | Writ Petition (C) |                                   |                          |
| (b) Case Category                                                                                                                          |                            |                   |                                   |                          |
| 2 (a) Date of Decision of Court / Authority of First Instance                                                                              |                            |                   |                                   |                          |
| (b) Case Particulars                                                                                                                       |                            |                   |                                   |                          |
| Number                                                                                                                                     |                            |                   | OF                                |                          |
| (c) Authority passing the above order                                                                                                      |                            |                   |                                   |                          |
|                                                                                                                                            |                            |                   |                                   |                          |
| 3(a) Date of Decision of Appellate / Revisional Court / Authority                                                                          |                            |                   |                                   |                          |
| (b) Case Particulars                                                                                                                       |                            |                   |                                   |                          |
| Number                                                                                                                                     |                            |                   | OF                                |                          |
| (c) Court / Authority passing the above order                                                                                              |                            |                   |                                   |                          |
|                                                                                                                                            |                            |                   |                                   |                          |
| 4(a) Similar Matter Case Type                                                                                                              |                            |                   |                                   |                          |
| Number                                                                                                                                     |                            |                   | OF                                |                          |
| (b) Date of Decision                                                                                                                       |                            |                   |                                   |                          |
| 5 Statute Involved                                                                                                                         |                            |                   |                                   |                          |
|                                                                                                                                            |                            |                   |                                   |                          |
| Date of Issued order                                                                                                                       |                            |                   | Final order                       | <input type="checkbox"/> |
|                                                                                                                                            |                            |                   | Interlocutory order               | <input type="checkbox"/> |
| DATE                                                                                                                                       |                            | Lawyers Code      | Petitioners -in-person            |                          |

IN THE HIGH COURT OF DELHI AT NEW DELHI  
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W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

COURT FEES

Petitioner

Through

Petitioners - in - Person

NEW DELHI

DATE-

IN THE HIGH COURT OF DELHI AT NEW DELHI  
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W.P. (C) No. \_\_\_\_\_ of 2020

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URGENT APPLICATION

Deputy Registrar

High Court of Delhi, New Delhi

Sir,

Will you kindly treat the accompanying petition and application as an urgent one in accordance with the High Court Rules and Orders.

The grounds of urgency are as prayed in the prayer clause of the Petition and the accompanying application.

It is prayed that the matter be listed on \_\_\_\_\_.

Yours Faithfully,

Petitioner

Through

Petitioners-in- Person

NEW DELHI

DATE-

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

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Justice For Rights Foundation and Ors .... Petitioners

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NOTICE OF MOTION

Ld. Counsels for Respondents,  
Delhi High Court, New Delhi

Sir,

The enclosed writ petition by the Petitioner is coming up for hearing on

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Petitioner

Through

Petitioners- in - Person

NEW DELHI

DATE-

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

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Union of Indian and Ors ... Respondents

MEMO OF PARTIES

1. Justice For Rights Foundation

Through President,

Sh. Satayam Singh

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] New Delhi-110044

.....Petitioner No.1

2. Sh. Amit Kumar Sharma

[REDACTED]

[REDACTED]

[REDACTED]

.....Petitioner No.2

3. Sh.Prateek Sharma

[REDACTED]

[REDACTED]

.....Petitioner No.3

4. Smt Diksha Dadu

[REDACTED]

[REDACTED]

[REDACTED]

.....Petitioner No.4

5.

Versus

1. Union of India  
Through,  
Secretary  
Ministry of Human Resource Development  
Shastri Bhawan,  
New Delhi,  
Delhi 110011

.....Respondent No.1

2. University Grant Commission (UGC)  
Through  
Secretary  
University Grants Commission (UGC)  
Bahadur Shah Zafar Marg,  
New Delhi - 110002.

Petitioner

Through

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**SYNOPSIS**

The petitioner prefers this Writ Petition under Art. 266 of the Constitution of India seeking a writ of Mandamus or any other appropriate Writ, Order, Directions from this Hon'ble Court.

Writ petition under article 226 of the constitution of India for issuance of a writ in the nature of mandamus directing the respondents to provide adequate and effective mechanism for the implementation of various notifications/orders and to pass to direct the respondents herein to issue order/notification/directions pertaining to private and public college including any such educational unaided institutions for providing a relief, or concession on academic fees for the next semester and restrict them from asking lump sum amount, and to provide for effective application of notifications and to prohibit their indulgence in inhumane activities for payment of outstanding fees after the lockdown and deleting and or omitting the names of the students.

The disease is believed to have begun in the wet meat market of Wuhan, China and thereafter has spread throughout the world, having claimed almost 3,00,000 lives so far. The governments around the world in conjunction with health institutions around the world have issued various guidelines and precautionary methods that are required to be taken by individuals to effectively stop and curtail the spread of the said disease/virus. The Covid-19 pandemic has spread throughout India with more than 52000 people affected and termed as active cases.

Amongst various guidelines and other steps required to be taken, maintaining social distancing and staying indoors has been taken as pivotal precautionary measure and therefore, the government restricted all the industries from performing their employment obligations and any such business activities during the lockdown. Accordingly, business owners and institutional employees have been severely affected because of the zero cash flow rate during the so far 50-days lockdown period.

The payment of semester (bi-annual) fees for public and private colleges stands due and the students and parents are not in the appropriate financial condition to make such payments either due to loss of wages or deduction of wages which is coupled

with financial hardship that students and parents currently face and therefore to compel either students and/or parents to provide for complete fees for the upcoming semester would further dampen their current financial situation. Moreover, the present demand by the educational institutions forces parents and students to choose between basic essential commodities required to survive lockdown and to effectively exercise their right to uninterrupted education.

That the Respondents have passed no such order for colleges and universities providing concession or relief to students and parents, which is equally important for smooth continuation of studies for college students. Further, right to education can only have effective meaning if it is read as a right to continuous and uninterrupted education, the reality also remains that many students and parents are supporting their educational endeavors with the help of educational or friendly loans, which further add to the burden.

The universities/colleges/educational institutions have adopted a nonchalant and non-serious approach to the said issue and are not providing or effectively dealing with the said issue and thereby causing and forcing the students to pay the fees thereby imposing financial burden and causing mental

agony by endangering the wellbeing of every student during this epidemic.

Hence, this Writ Petition.

### **LIST OF DATES**

|                                |                                                                                                                                                                                                                                                      |
|--------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 31.12.2019                     | The authorities in China confirm that several cases with a new strand of Coronavirus i.e. Covid-19 have been identified in Wuhan, China.                                                                                                             |
| 1 January 2020 to 1 March 2020 | Several Covid-19 cases are reported world over including Asia. On 30 <sup>th</sup> January 2020, WHO declared Covid-19 as “public-health emergency of international concern”. The Covid-19 virus spreads through parts of Europe and South-East Asia |
| 25.03.2020-14.04.2020          | Lockdown Phase I for 21 days                                                                                                                                                                                                                         |
| 15.04.2020-03.05.2020          | Lockdown Phase II for 20 days                                                                                                                                                                                                                        |
| 04.05.2020-17.05.2020          | Lockdown Phase III is initiated for 14 days.                                                                                                                                                                                                         |

Hence the present Writ Petition

Petitioner

Through

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WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA  
FOR ISSUANCE OF A WRIT IN THE NATURE OF MANDAMUS DIRECTING  
THE RESPONDENTS FOR SEEKING ISSUANCE OF A WRIT IN THE  
NATURE OF MANDAMUS DIRECTING THE RESPONDENTS TO  
PROVIDE ADEQUATE AND EFFECTIVE MECHANISM FOR THE  
IMPLEMENTATION OF VARIOUS NOTIFICATIONS/ORDERS AND  
TO PASS TO DIRECT THE RESPONDENTS HEREIN TO ISSUE  
ORDER/NOTIFICATION/DIRECTIONS PERTAINING TO PRIVATE  
AND PUBLIC COLLEGE INCLUDING ANY SUCH EDUCATIONAL  
UNAIDED INSTITUTIONS FOR PROVIDING A RELIEF, OR  
CONCESSION ON ACADEMIC FEES FOR THE NEXT SEMESTER AND  
RESTRICT THEM FROM ASKING LUMP SUM AMOUNT, AND TO  
PROVIDE FOR EFFECTIVE APPLICATION OF NOTIFICATIONS AND  
TO PROHIBIT THEIR INDULGENCE IN INHUMANE ACTIVITIES FOR  
PAYMENT OF OUTSTANDING FEES AFTER THE LOCKDOWN AND  
DELETING AND OR OMITTING THE NAMES OF THE STUDENTS

TO,

The Hon'ble Chief Justice of the Delhi High Court

And to the Companion Justices of the said Court

The humble Petitioner of this Petition  
MOST RESPECTFULLY SHOWETH AS UNDER:

**MOST RESPECTFULLY SHOWETH: -**

**ARRAY OF PARTIES**

1. The writ petition to the effect of the writ petitioner has no personal interest in the litigation and the petition is not guided by self-gain or for gains of any other person/institution/body and that there is no motive other than of public interest in filing the writ petition
2. That the Petitioner No.1 is a Non-Governmental Organization constituted as per the provision contained in the Societies Registration Act, 1860 with aim to serve for the welfare of the society with the objective of becoming a helping hand for the those in need. the Petitioner No. 1 with one of its objectives 'To work for Protecting Human Rights and Fundamental Rights' has taken up this issue affecting the people at large and that the Petitioner No.2 is a law abiding citizen and is currently preparing for judicial services and believes that it is his duty as a concerned and aware citizen on India to bring forth the such practices which are in detrimental to the right to education of university students.

3. That the Petitioner No.3 is a bona fide law-abiding citizen final year law student and believes that it is his duty to set into motion the legal process when grave offences which affect the society at large are brought to his notice which, in his opinion, cause a grave miscarriage of justice. It is this duty that he seeks to perform in the instant case.
4. That the Petitioner No.4 is a bona fide law-abiding citizen third year law student and believes that it is her duty to set into motion the legal process when grave offences which affect the society at large are brought to her notice which, in her opinion, cause a grave miscarriage of justice. It is her duty that she seeks to perform in the instant case.
5. That the petitioners herein have no personal interest in the litigation and nobody who the petitioners know are interested or would in any manner benefit from the relief sought in the present petition save as the member of the general public. The petition is not guided by self-gain or gain of any person, institution, body or there is no motive other than of public interest in filing the present petition.
6. That the Respondent No.1 is the Ministry of Human Resource Development, the said have been entrusted with the task of carrying out and implementing such steps that are important and essential for the education and literacy wellbeing of the citizens and the said Respondent have

time and again issued notifications and orders for implementing such steps which are required to sustain and protect the education pertaining to higher level and school level literacy.

### **Brief Facts**

7. That the present Petition is filed in Public Interest for seeking a Writ in the nature of Mandamus or any other appropriate Writ, Order, directing the Respondents for seeking a Writ in the nature of Mandamus or any other appropriate Writ, Order, Directions of like nature directing the Respondents to provide adequate and effective mechanism for the implementation of various notifications/orders and to pass to direct the Respondents herein to issue order/notification/directions to Respective State Governments including the Government of Union Territory pertaining to private and public college including any such educational unaided institutions for providing a relief , or concession on academic fees for the next semester and restrict them from asking lump sum amount, and an uniform to provide for effective application of notifications issued by concerned states and to prohibit their indulgence in inhumane activities for payment of outstanding fees after the lockdown.

8. That the disease is believed to have begun in the wet meat market of Wuhan, China and thereafter has spread throughout the world, having claimed almost 12,000 lives in within a month and the governments around the world conjunction with health institutions around the world have issued various guidelines and precautionary methods that are required to be taken by individuals to effectively stop and curtail the spread of the said disease/virus. That the Covid-19 pandemic has spread throughout India with more than 15,000 people affected and termed as active cases.
9. That amongst various guidelines and other steps required to be taken, maintaining social distancing and staying indoors has been taken as pivotal precautionary measures and therefore, the government restricted all the industries from performing their employment obligations and any such business activities during the lockdown.
10. That the government through its official notification issued extended the nation-wide lockdown further till 3 May 2020 in the country directing every citizen to abide by the order by staying at home and restricting their movement outside their houses. The said order has been annexed hereto as **Annexure P-1**

11. That it is submitted, the business owners and institutional employees have been severely affected because of the zero cash flow rate during the 40-day lockdown period.
12. That it is submitted, the Central Board of Secondary Education released a notification directing respective State Educational Directorates to take appropriate steps to ensure that the fees and other such expenditures by the parents are effectively met, however the Respondents No.1 have not placed any centralized uniform policy for the colleges and universities. The said notification has been annexed hereto as **Annexure P-2**.
13. That in lieu of the same, the petitioners contends that the payment of semester (bi-annual) fees for public and private colleges and universities which stands due should be waived off or a partial payment of fees shall be issued in as much as the parents of university students are in no financial as well as mental state to provide high tuition fees for the upcoming semester because of the heavy losses and zero income in every employment sector and industry from past 40 days. Moreover, most of the saved income has been utilized for basic commodities since the lockdown.
14. That there is no such order pertaining to relaxation of fees in public and private universities, aided or unaided

institutions have been passed which are equally pivotal for continuation of education.

15. That it is submitted that, the universities have adopted a nonchalant and non-serious approach to the said issue and are not providing or effectively dealing with the said issue and thereby effectively causing and forcing the students to pay the fees thereby imposing financial burden and causing mental agony to every student and endangering the wellbeing of every student. That the Respondents acting through UGC have issued guidelines for a new academic calendar, however no reference to the fees has been made, the same is annexed herein as **Annexure P-3**

16. That further, no such official order as to relaxation of fees or concession in the payment of fees has been issued for university or college going students which has left them in huge mental agony and trauma.

17. That it is humbly submitted, this non issuance and guidance leave the students in distress with no reform as to payment of their college fees.

18. That the petitioner moves this Hon'ble Court in light of the above-mentioned facts & circumstances under the Art. 226 of the Constitution of India.

19. That the issues being agitated in this petition is a very critical one. It is submitted that the public at large is concerned with the issue in hand as the issue is no longer a local law & order problem but has become a concern for the whole nation due to violation of Fundamental Rights of lakhs of people, especially college students thus violating their right to continuous and uninterrupted education especially when they are in condition of not being able to make payments due to no fault of their own.
20. That it is further stated, though several colleges, universities and schools have taken a *suo-moto* decision to either reduce the fee or in the alternative to waive the fee, however the same has not been made a uniform policy, leaving many students at all levels in dire need of having to pay their fees. The said notifications have been annexed here to as **Annexure P-4**
21. That the State though having paid heed to the difficulty of parents facing difficulty in paying school fees however, have ignored the hardships faced by the parents and students enrolled in colleges and universities and that such abdication has left to students and parents to fend for themselves against high and exorbitant fees of the colleges and universities

22. It is further submitted that the Petitioners herein understand and acknowledge the duty of the institutions to pay the salaries of teachers and professors, however the condition is unique as complete and total fees are been charged by the colleges/universities and that since students are required to pay the fees in advance therefore the fees and expenses for this semester in which the pandemic has struck the system has already been paid. The universities/colleges therefore are now demanding an advance in the payment of fees for the next semester, which cannot be to certainty stated shall be held in regular course of time.

23. It is humbly submitted, that fees for some courses and avocations run into lacs of rupees, which are being charged under separate heads such as building maintenance, lab fees, library fees, computer fees, security deposits etc, which in respectful submission cannot and should not charged at this time as it is unclear whether the students would actually use the said equipment in the coming semesters.

24. It is further submitted, that though few colleges and universities are taking classes online, but not all colleges and universities have been able to provide the said service and that irrespective of providing classes complete and full

payment of fess is being demanded from the students over and above the tuition fees.

25. That a large group of students throughout the country are at risk of losing their admissions if Respondents No.1 do not create a uniform policy to safeguard the hard-earned admissions of students.

26. That this Hon'ble Court may indulge, directing the respondents on this issue as prayed herein. It is submitted that this Hon'ble Court, being the last resort of Justice, has time and again stepped in to provide a beacon in terms of directions and has provided for such situations where one's rights are violated.

27. That the petition prefers this Writ petition, inter-alia, on the grounds, amongst which the others are;

### **GROUND**

A. BECAUSE it is the core of an effective Government that the Right to Life and personal Liberty and Right to Education, as enshrined under Article 21 respectively for students both in private and government schools/colleges and universities of the Constitution of India, is sacrosanct and the said right should not be made a part of a trade in hands of nefarious few.

- B. BECAUSE widespread infection and the growing number of cases are required to be met by effective precautionary methods and therefore colleges are not in working, which stands them in no position to demand semester fees.
- C. BECAUSE the education and the well-being of the students at large cannot be allowed to hang in balance as those responsible to protect tend no assistance to its citizens.
- D. BECAUSE failure on part of the State to provide adequate and effective mechanism for the implementation of aforementioned notification will only further worsen the situation and thereby cause imbalance in the society.
- E. Because in the case of *Unni Krishnan, J.P. And Ors. Vs State of Andhra Pradesh and ors (1993 AIR 2178)* this Hon'ble Court laid down the law that educational institutions are not business enterprises and therefore cannot be run with the primary object of making profit.
- F. BECAUSE it is settled law that the State is the custodian of the welfare and wellbeing of its citizens.
- G. BECAUSE it is the duty of the State to sustain law and order and to provide for effective implementation of its own law and notification especially in time of such medical emergency

28. That the petitioners are constrained to file this petition before this Hon'ble Court as relief(s) claimed against affect the Respondents and protection of Fundamental Rights of the citizen and this Hon'ble Court has the jurisdiction to adjudicate and entertain this Petition.
29. That the petitioners are constrained to file the above writ-petition before this Hon'ble Court as it has no other efficacious remedy and the matter is of grave urgency and significance.
30. That the petitioners are citizens of India and filing the present petitioner for common cause and benefits of the society at large.
31. That in spirit of justice and full and complete disclosure that Petitioners herein had preferred a Writ Petition under Article 32, the same stands dismissed by the Hon'ble Supreme Court, on the grounds of the court not being inclined to deal with the issue under Article 32, the true copy of the order has been annexed herewith as **Annexure P-5.**
32. That the petition, if allowed, would benefit the citizens especially students and such brazen violation of law by individuals entrusted with care of its citizens and

the nonchalant attitude of the respondents can be stopped by the orders of this Hon'ble Court only.

33. That the Petitioner has not filed any similar petition/case previously before this Hon'ble Court or before any other High Court.

34. That the petitioner has no personal interest/gain/private motive of oblique reason in filing the present Writ Petition and prayers sought therein.

35. That there is no pending civil and criminal or revenue or any other litigation(s) involving the Petitioners which has or could have a legal nexus with the issue involved in the present Petition.

### **PRAYER**

It is, therefore, most respectfully prayed that this Hon'ble Court may very graciously be pleased to;

A. Issue an appropriate writ, order or direction in the nature of Mandamus directing the Respondents herein to provide mechanism to ensure that the names of the students are not omitted/deleted or left-out due to nonpayment of semester, school fees due to the current lockdown

B. Issue an appropriate writ, order or direction in the nature of Mandamus directing the Respondents to allow only those institutions to charge tuition fees which are/or have provided online classes during the lockdown period.

C. Issue an appropriate writ, order or direction in the nature of Mandamus directing the Respondents herein to ensure that the universities and colleges are restricted from charging gross amounts as tuition fees.

D. Issue an appropriate writ, order or direction in the nature of Mandamus directing the Respondents herein to provide relief mechanism or concession in furtherance of any relief order;

And;

E. Any other order/order, direction/directions that this Hon'ble Court may deem fit in the interest of justice;

AND FOR THIS ACT OF KINDNESS, THE PETITIONER IS AS DUTY BOUND AND SHALL EVER PRAY

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**A F F I D A V I T**

I, Sh. Satayam Singh aged 24 years, s/o Late Sh. AN Singh, having office at E-40/928, Molar Band Extension, Arya Samaj, New Delhi-110044 do hereby solemnly affirm and declare as under:

1. That I am the President to the Petitioner No. 1, which is a Society registered under Societies Registration Act, 1860, having office at E-40/928, Molar Band Extension, Arya Samaj, New Delhi-110044 in the above noted Petition and vide resolution passed in the Meeting of the Board of Directors/General Body/Executive Committee of the petitioner been authorized to institute and sign this petition.
2. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present Application. I further confirm that I have not concealed in the present Application any data/material /information which may have enabled this court to form an opinion whether to entertain this Application or not and/or whether to grant any relief or not.

3. The contents of the accompanying Application from Para No. 1 to Para No. \_\_\_\_\_ are true and correct to the best of my knowledge and the last para is Prayer to this Hon'ble Court.
4. That the deponent has not filed such or similar Petition, earlier, in this Hon'ble Court or in any other Court, nor such a Petition is pending before any Hon'ble Court.

**DEPONENT**

**VERIFICATION:**

Verified at New Delhi on this \_\_\_\_th day of \_\_\_\_\_, 2020 that the contents of my above affidavit are true and correct to my knowledge; no part of it is false and nothing has been concealed therein.

**DEPONENT**

IN THE HIGH COURT OF DELHI AT NEW DELHI  
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**A F F I D A V I T**

I, Amit Kumar Sharma, S/o Sh. Ashok Kumar Sharma, Aged about 29 years, Residing at 6/7 Double Storey, Vijay Nagar, Delhi – 110009 do hereby solemnly affirm and declare on behalf of as under:

1. That I am the Petitioner No.2 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present Application. I further confirm that I have not concealed in the present Application any data/material /information which may have enabled this court to form an opinion whether to entertain this Application or not and/or whether to grant any relief or not.
3. That I have been explained the accompanying Synopsis and List of Date (Page Nos.\_\_\_\_to\_\_\_\_); Writ Petition at Para Nos.\_\_to\_\_ (Page Nos.\_\_\_\_ to\_\_\_\_ ) and applications and they

are true and correct to the knowledge and belief as per the record of the case.

4. That the copies of Annexures are true to their originals.

DEPONENT

**Verification:**

I, the above-named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this            day of March 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Prateek Sharma, S/o Sh. Dalip Sharma, Aged about 25 years, Residing Tower 1, Flat No.1703, Exotica Dreamville Greater Noida, Noida Uttar Pradesh-201308 do hereby solemnly affirm and declare on behalf of as under:

1. That I am the Petitioner No.3 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present Application. I further confirm that I have not concealed in the present Application any data/material /information which may have enabled this court to form an opinion whether to entertain this Application or not and/or whether to grant any relief or not.
3. That I have been explained the accompanying Synopsis and List of Date (Page Nos.\_\_\_\_to\_\_\_\_); Writ Petition at Para Nos.\_\_to\_\_ (Page Nos.\_\_\_\_ to\_\_ ) and applications and

they are true and correct to the knowledge and belief as per the record of the case.

4. That the copies of Annexures are true to their originals.

DEPONENT

**Verification:**

I, the above named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this            day of March 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Diksha Dadu, D/o Sh. Vineet Dadu, aged about 21 years,  
Residing in [REDACTED]

[REDACTED] do hereby solemnly affirm and declare on behalf of as  
under:

1. That I am the Petitioner No.4 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present Application. I further confirm that I have not concealed in the present Application any data/material /information which may have enabled this court to form an opinion whether to entertain this Application or not and/or whether to grant any relief or not.

3. That I have been explained the accompanying Synopsis and List of Date Writ Petition at Para Nos. 1 to 30 and applications and they are true and correct to the knowledge and belief as per the record of the case and that the last paragraph is the Prayer.
4. That the copies of Annexures are true to their originals.
5. That no other similar petition is pending before this Hon'ble Court or any other court that has been filed by the petitioners herein.

DEPONENT

**Verification:**

I, the above named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT

**Annexure P-1**

**No. 40-3/2020-DM-I(A)**  
**Government of India**  
**Ministry of Home Affairs**

North Block, New Delhi-110001

Dated 14th April, 2020

**ORDER**

Whereas under directions of the National Disaster Management Authority (NDMA)'s Order dated 24.03.2020, and in exercise of the powers, conferred under Section 10(2)(i) of the Disaster Management Act 2005, the undersigned, in his capacity as Chairperson, National Executive Committee, issued directions vide Order of even number dated 24.03.2020 to all Ministries/ Departments of Government of India, State/ Union Territory Governments and State/ Union Territory Authorities, with the guidelines to implement lockdown measures, to contain the spread of COVID-19, in all parts of the country for a period of 21 days with effect from 25.03.2020;

Whereas, the guidelines to implement lockdown measures were further modified on 25.03.2020, 27.03.2020, 02.04.2020, 03.04.2020 and 10.04.2020 and consolidated guidelines are placed on the website of Ministry of Home Affairs (MHA);

Whereas, NDMA after assessing the situation on COVID-19 epidemic is satisfied that strict social distancing measures need to be implemented for a further period so as to effectively contain the spread of COVID-19 in the country;

Whereas in exercise of the powers under section 6(2)(i) of the Disaster Management Act, 2005, NDMA has issued an Order number 1-137/2018-Mit-II (FTS-10548) dated 14.04.2020 (copy enclosed) directing the Chairperson, National Executive Committee that existing lockdown measures be continued to be implemented in all parts of the Country, upto 03.05.2020.

Whereas under directions of the aforesaid Order of NDMA, and in exercise of the powers, conferred under Section 10(2)(i) of the Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, National Executive Committee, hereby issues directions to all the all Ministries/ Departments of Government of India, State/Union Territory Governments and State/Union Territory Authorities that the Lockdown measures stipulated in aforesaid Consolidated Guidelines of MHA for containment of COVID-19 epidemic in the country, will continue to remain in force upto 03.05.2020 to contain the spread of COVID-19 in the country.

  
 14/04/2020  
 Union Home Secretary

**To:**

1. The Secretaries of Ministries/ Departments of Government of India
2. The Chief Secretaries/Administrators of States/Union Territories  
 (As per list attached)

**Copy to:**

- i. All members of the National Executive Committee.
- ii. Member Secretary, National Disaster Management Authority.

**Annexure P-1**

**Government of India**  
**National Disaster Management Authority**  
**“NDMA Bhawan”,**  
**A-1, Safdarjung Enclave, New Delhi-110029.**



No.1-137/2018-Mit-II(FTS-10548)

Dated, the 13<sup>th</sup> April, 2020.  
 14<sup>th</sup>

**ORDER**

On 24<sup>th</sup> March, 2020, the National Disaster Management Authority directed the Ministries/Departments of Government of India, State Governments and State Authorities to take measures for ensuring social distancing so as to prevent the spread of COVID 19 in the country. These measures are in force for a period of 21 days w.e.f. from 25<sup>th</sup> March 2020. Detailed guidelines and addenda were issued by National Executive Committee from time to time under section 10(2)(I) of the Disaster Management Act 2005.

2. Considering the fact that strict social distancing measures need to be implemented for a further period to contain the spread of COVID 19, the National Authority, in exercise of powers under Section 6 (2) (i) of the Disaster Management Act, 2005, directs the Ministries/Departments of Government of India, State Governments and State Authorities to continue the same measures for social distancing upto 3<sup>rd</sup> May, 2020. In this regard the guidelines/orders issued by NEC shall continue to be applicable throughout the country. The Authority further directs NEC to issue modifications in the guidelines as necessary, keeping in view the need to contain the spread of COVID 19.

14/4/2020

Member Secretary, NDMA

To

Union Home Secretary,  
 North Block, New Delhi 110011

## Annexure P-2



**केन्द्रीय माध्यमिक शिक्षा बोर्ड**  
(मानव संसाधन विकास मंत्रालय, भारत सरकार के अधीन एक स्वायत्त संगठन)  
**CENTRAL BOARD OF SECONDARY EDUCATION**  
(An Autonomous Organisation under the Ministry of Human Resource Development, Govt. of India)



CBSE/SECYAFF/2020

Dated 17.04.2020

To,

The Additional Chief Secretary/Principal Secretary/Secretary, School Education, of all States/  
Union Territories

**Sub: Regarding Payment of Fee by Parents in Private Unaided School during  
Lockdown period – Reg**

Sir,

Several stakeholders from across the country are representing to the Board regarding payment of school fees to private unaided schools affiliated to the Board and also regarding teacher's salaries in these schools. Representations range from inability of parents to pay lumpsum fees on quarterly/biannual/annual basis, to fees hikes, and also regarding stopping of teacher's salaries.

The affiliation byelaws of the Board clearly stipulate as follows:

- Clause 7.3: Fees shall be charged under the heads prescribed by the Department of Education of the State/UTs.
- Clause 7.2: Admission Fee and Fee charged under any other head are to be charged only as per the regulations of the Appropriate Government.

The CBSE Affiliation Bye-Laws also empower the State Education Department of concerned State's/UT's to decide the manner in which fee can be collected.

Therefore, keeping in view the present situation of countrywide lockdown, and difficulties being face by all stakeholders in the school education system due to the Covid-19 global pandemic, it is requested that the state governments may examine the issue of lumpsum payment of school fees and teacher's salaries sensitively and holistically considering the interest of all concerned stakeholders. The State's/UT's may consider issuing suitable instructions on periodicity of payment of school fees and payment of salaries to the teaching and non-teaching staff to be applicable during the period of the pandemic.

Action taken at your end may kindly be informed to the Board to enable us to respond to the queries of our stakeholders.

*Anurag Tripathi*

**Anurag Tripathi**  
Secretary, CBSE

Copy through e-sandesh to all schools affiliated to the Board.



"शिक्षा केन्द्र", 2, सामुदायिक केन्द्र, प्रीत विहार, दिल्ली-110092  
"SHIKSHA KENDRA" 2, COMMUNITY CENTRE, PREET VIHAR, DELHI-110092

Phone (off.) : 011-22509256-59, 22041807-08, Website: www.cbse.gov.in, www.cbse.nic.in



## **Annexure P-3**

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**UGC Guidelines on Examinations and Academic  
Calendar for the Universities in View of COVID-19  
Pandemic and Subsequent Lockdown**



**University Grants Commission  
Bahadur Shah Zafar Marg  
New Delhi**

**April, 2020**

Annexure P-3

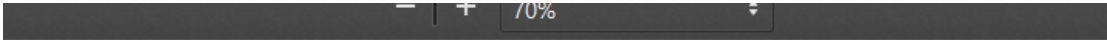


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## Annexure P-3

**UGC Guidelines on Examinations and Academic Calendar for  
the Universities in View of COVID-19 Pandemic  
and Subsequent Lockdown**

**Introduction:**

The whole world, including India, is passing through unprecedented difficult times due to the outbreak of COVID-19 pandemic. As all universities and colleges are closed due to national lockdown, the teaching – learning process and research activities have been badly disrupted. The schedule of Terminal Semester examinations has also got disturbed. In such scenario, it is joint responsibility of all the stakeholders to manage multiple key issues relating to academic activities in the institutions. While it is crucial to follow measures taken by the Government to contain the spread of COVID-19, it is also important to continue the educational process making effective use of technology and other available options. Future may have many uncertainties but difficult times demand quick appropriate decisions. We must be optimistic that we can reinvent work again and engage the students in effective and constructive ways. The University Grants Commission (UGC) has been engaged with this issue and contemplating measures to face the challenge of safeguarding the interests of the academic fraternity in general and students in particular. Confronted with vital issues of examinations and academic calendar, UGC constituted an Expert Committee to deliberate on these issues and make recommendations to address them. The composition of the Committee is given as Annexure.

In the present circumstances, the major concerns are as follows:

1. Ensuring the health, safety and security of the students, faculty and staff and also to continue academic activities.
2. Conducting the examinations and declaration of results.
3. Facilitating the students to participate in further admissions, placement processes, research and training etc.
4. Charting out a plan for the next academic session.

## Annexure P-3

In the current scenario, the following issues have been deliberated by the Expert Committee:

### **1. Modes of Teaching-learning Process**

The universities are adopting offline mode, i.e. conducting classes in face to face interaction, with a few exceptions and that too, for very few courses. Some of the universities lack adequate IT infrastructure for effective delivery of education through e-learning mode. In order to tackle the pandemic COVID-19 in the educational institutions and to ensure continuity in teaching- learning process, MHRD and UGC have issued certain guidelines and advisories from time to time and have taken concrete steps to impart online education by making the best use of e-resources which are available on [www.ugc.ac.in](http://www.ugc.ac.in). The MHRD and the UGC have been emphasizing to continue with the teaching-learning process using online modes such as Google Classroom, Google Hangout, Cisco Webex Meeting, You Tube Streaming, OERs, SWAYAM Platform and SWAYAMPRAKHA (available on Doordarshan (Free dish) and Dish TV), etc. The faculty members have contributed a lot for the benefit of students during the lockdown period by using a number of tools like WhatsApp groups, other social media tools and emails. But the students also expect that the faculty must maintain a “substantive contact” with them. So, even after posting the lecture material online, teachers need to maintain communication with the students and discuss course material with them on a regular basis.

### **2. Academic Calendar for the Session 2019-20**

The universities have completed the examinations of the odd semester during December-2019/ January-2020 and the results have been declared. Most of the institutions had already covered 60% to 70% of teaching-learning process for ongoing Even Semester before the dispersal of classes in March, 2020. Further, the remaining part of the curriculum has been attended/ being attended through online mode as the norms of “social distancing” are to be followed by all educational institutions in the interest of the students, faculty and the staff. In fact, the norms of social distance will be required to be maintained by the educational institutions for quite some time, even if the normalcy returns by the first week of May, 2020. Therefore, for the sake of safety of the students, faculty and staff, all universities are required to reschedule the academic calendar 2019-2020.

## Annexure P-3

**3. Modes of Examinations**

Like the modes of teaching-learning, most of the universities follow the physical mode of examinations, with a few exceptions. On this aspect also, some of the universities lack adequate IT infrastructure for conducting online examinations. The hiring of private agencies for conducting online examinations also does not seem feasible in view of the fact that examinations are to be conducted simultaneously by all the universities. Therefore, keeping in view the basic infrastructure available at the level of the institutions and accessibility of internet to the students, especially in remote areas, it is not feasible to uniformly adopt the online mode of examination at this juncture.

**4. Academic Calendar for the Session 2020-21**

Several School Boards are yet to complete their Class XII Examinations, as of now. Examinations for the Even Semester in the universities are also getting delayed due to national lockdown. Naturally, all these things will delay the admission process in the university system for the next academic session. In order to tackle this situation, the universities may require some amendments in their academic calendar for the academic session 2020-21.

**5. Functioning of Laboratories**

Like teaching, research has also suffered during the lockdown period as the laboratories are closed. It would be appropriate that during the period of lockdown, laboratories are maintained by the research staff/ teachers of the concerned department(s) on rotation basis, without violating the norms of "social distancing". However, the universities may take appropriate decision to allow PIs/ Ph.D. scholars and Post-Doctoral Fellows to maintain labs/ conduct research, with strict compliance of the guidelines/ directives issued by the appropriate authorities/ Governments from time to time.

## Annexure P-3

**GUIDELINES**

Based on the recommendations of the Expert Committee, the following Guidelines have been framed for the Examinations and the Academic Calendar in the Universities. The guidelines are advisory in nature and each university may chart out its own plan of action taking into consideration the issues pertaining to COVID – 19 Pandemic.

**EXAMINATIONS**

1. Maintaining the sanctity of academic expectations and integrity of examination process, the universities may adopt alternative and simplified modes and methods of examinations to complete the process in shorter period of time in compliance with CBCS requirements as prescribed by UGC from time to time. These may include MCQ/ OMR based examinations, Open Book Examination, Open Choices, assignment/ presentation-based assessments etc.
2. The universities may adopt efficient and innovative modes of examinations by reducing the time from 3 hours to 2 hours assigned to each examination, if need arises but without compromising the quality, so that the process may be completed in multiple shifts and, at the same time, sanctity to evaluate the performance of a student is also maintained.
3. The universities may conduct Terminal / Intermediate Semester / Year examinations in offline / online mode, as per their Ordinances/ Rules and Regulations, Scheme of Examinations, observing the guidelines of “social distancing” and keeping in view the support system available with them and ensuring fair opportunity to all students.
4. Terminal semester / year examinations for PG/ UG courses/ programmes may be conducted by universities as suggested in the academic calendar keeping in mind the protocols of “social distancing”.
5. For intermediate semester/year students, the universities may conduct examinations, after making a comprehensive assessment of their level of preparedness, residential status of the students, status of COVID-19 pandemic spread in different regions / state and other factors.

In case the situation does not appear to be normal in view of COVID-19, in order to maintain “social distancing”, safety and health of the students, grading of the students could be composite of 50% marks on the basis of the pattern of internal

## Annexure P-3

evaluation adopted by the universities and the remaining 50% marks can be awarded on the basis of performance in previous semester only (if available). The internal evaluation can be continuous evaluation, prelims, mid-semester, internal evaluation or whatever name is given for student progression.

In the situations where previous semester or previous year marks are not available, particularly in the first year of annual pattern of examinations, 100% evaluation may be done on the basis of internal assessments.

If the student wishes to improve the grades, he/she may appear in special exams for such subjects during next semester.

This provision for intermediate semester examinations is only for the current academic session (2019-20) in view of COVID-19 pandemic, while maintaining safety and health of all the stakeholders and sanctity and quality of examinations.

6. In addition to the above, following steps are required to be taken:
  - i. The scheme of "Carry forward" (for the subjects in which the student has failed) will be allowed for the current academic year in the universities and every student will be promoted to next semester/year. However, such students may clear the examination for the course in which he/ she has failed/ remained absent, whenever the examination is held next.
  - ii. The students may be allowed to improve their grades by offering one additional opportunity to appear for the current semester course(s) in succeeding semesters/ years or through supplementary examinations.
7. The modalities for examination and other related activities be applied uniformly across all courses in a university.
8. The students should be informed well in advance (at least one week) about the conduct of examinations and other related activities.
9. Regarding the requirement of minimum percentage of attendance for the students/ research scholars, the period of lockdown may be treated as 'deemed to be attended' by all the students/ research scholars.
10. The universities may adopt appropriate strategies to facilitate the UG/ PG students pursuing Projects/ Dissertations, in view of the prevailing circumstances. The universities may consider to assign review-based/ secondary data-based projects

## Annexure P-3

or software-driven projects, instead of laboratory-based experiments or field/survey-based assignments to these students.

11. The universities may conduct the practical examinations and Viva-Voce Examinations through Skype or other meeting apps, and in case of intermediate semesters, the practical examinations may be conducted during the ensuing semesters.
12. The universities may conduct the Ph.D. and M. Phil. Viva -Voce Examinations through Video Conferencing using Google, Skype, Microsoft Technologies or any other reliable and mutually convenient technology, subject to the approval of the concerned statutory authority of the university, in compliance of Clause 9.6 to 9.9 of the UGC Regulations, 2016 regarding award of M. Phil / Ph.D. Degree. While conducting the Viva-Voce Examination through Video Conferencing using electronic means, it may be ensured that it will be open to be attended by members of the Research Advisory Committee, all faculty members of the department, research scholars and other interested experts/ researchers, besides the Research Supervisor and Expert(s)/Examiner(s), as applicable. It is also imperative on the part of the university to maintain due record of the same, including the report signed by Expert(s)/ Examiner(s) appointed for conducting the same.
13. The M.Phil. or Ph.D. students, whose maximum period for submission of M. Phil./ Ph.D. Dissertation/ Thesis prescribed under relevant rules/ regulations/ ordinances of the concerned universities is expired/ expiring during the Corona pandemic period, may be allowed to submit their Dissertation/ Thesis, including completion of pending formalities, within six months from the date of expiry of regular prescribed period. The extension of six months may also be considered for those students who are yet to submit their Dissertation/ Thesis.
14. Every University shall establish a cell for handling student grievances related to examinations and academic activities during COVID-19 pandemic and notify effectively to the students.
15. The UGC will establish a Help Line for monitoring student grievances related to examinations and academic activities during COVID-19 pandemic.

## Annexure P-3

**ACADEMIC CALENDAR**

1. The following calendar is suggested for the academic session 2019-2020:

The Academic Calendar is suggestive in nature. The universities may adopt / adapt it after making a comprehensive assessment of their level of preparedness, residential status of the students, status of COVID-19 pandemic spread in their city / region / state and other factors.

|                                                                                                                                                                                                                          |                          |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| Start of Even Semester                                                                                                                                                                                                   | 01.01.2020               |
| Suspension of Classes                                                                                                                                                                                                    | 16.03.2020               |
| Continuation of Teaching-Learning through various modes such as Online Learning / Distance Learning / Social Media (WhatsApp / YouTube) / E-mails / Video Conferencing / Mobile Apps / SWAYAMPRAKHA Channels on DTH etc. | 16.03.2020 to 31.05.2020 |
| Finalisation of Dissertation/ Project Work/ Internship Reports/ E-labs/ Completion of Syllabus/ Internal Assessment/ Assignment/ Students Placement Drive etc.                                                           | 01.06.2020 to 15.06.2020 |
| Summer Vacations #                                                                                                                                                                                                       | 16.06.2020 to 30.06.2020 |
| Conduct of Examinations:                                                                                                                                                                                                 |                          |
| (i) Terminal Semester/ Year                                                                                                                                                                                              | 01.07.2020 to 15.07.2020 |
| (ii) Intermediate Semester/Year                                                                                                                                                                                          | 16.07.2020 to 31.07.2020 |
| Evaluation and Declaration of Result:                                                                                                                                                                                    |                          |
| (i) Terminal Semester/ Year                                                                                                                                                                                              | 31.07.2020               |
| (ii) Intermediate Semester/ Year                                                                                                                                                                                         | 14.08.2020               |

# - If situation so demands, the universities can have Summer Vacations for 30 days from 01-06-2020 to 30-06-2020. In that case the teaching-learning through various modes can be held up to 15-05-2020 and subsequently Finalization of Dissertation etc. may be completed from 16-05-2020 to 31-05-2020.

2. The universities should develop a fool-proof plan before the resumption of session, strictly following the norms of "social distancing" and other required precautions, to avoid any eventuality arising due to COVID-19.

## Annexure P-3

6. The universities may devise a proforma to record the Travel/ Stay history of the staff and students for the period when they were away from the university due to lockdown, so that necessary precautions may be taken in specific cases, if required. In addition, the universities will strictly comply with all precautions and preventive measures to curb the spread of COVID -19.
7. In order to overcome such challenges in future, the faculty should be adequately trained for the use of ICT and online teaching tools, so that they complete about 25% of the syllabus through online teaching and 75% syllabus through face to face teaching.
8. In view of the present scenario and future uncertainties:
  - i. the universities may adopt and implement these Guidelines in a transparent manner by making alterations/ additions/ modifications/ amendments to deal with particular situation(s) in the best interest of students, educational institution and the entire education system,
  - ii. if the university faces difficulty in making admissions as per the existing policy, it may adopt alternative modes of admission process, if otherwise legally tenable, and
  - iii. In case of educational institutions located at places where the Government (Centre/ State) have imposed restrictions on gathering of public, the institutions may plan accordingly. In any case, the above recommendations shall not cause any restrictions on the guidelines/directions issued by the appropriate Government/competent authority.

*Notwithstanding the above Guidelines regarding the resumption of session, conduct of examinations and commencement of next academic session, every university/ college has to ensure that it is prepared in all respects to carry out the academic activities following necessary advisories/guidelines/directions issued by the Central/State Government, MHRD or UGC from time to time to prevent the spread of COVID-19.*

## Annexure P-3

**Acknowledgement**

The Guidelines on Examinations and Academic Calendar for the Universities, in view of COVID-19 pandemic and subsequent lockdown, has been prepared on the basis of the Report of the Expert Committee constituted by the University Grants Commission under the Chairmanship of **Prof. R. C. Kuhad**, Former Member, UGC and Vice Chancellor, Central University of Haryana, Mahendergarh, Haryana along with members which includes **Prof. A. C. Pandey**, Director, Inter University Accelerator Centre, New Delhi; **Prof. Aditya Shastri**, Vice Chancellor, Banasthali Vidyapith, Banasthali, Rajasthan; **Prof. Raj Kumar**, Vice Chancellor, Panjab University, Chandigarh; **Prof. Upinder Dhar**, Vice Chancellor, Shri Vaishnav Vidyapeeth Vishwavidyalaya, Indore, M.P; **Dr. Surender Singh**, Joint Secretary, University Grants Commission and **Dr. Vikas Gupta**, Joint Secretary, University Grants Commission (Member Co-ordinator).

The Expert Committee also co-opted **Prof. V. K. Jain**, Vice Chancellor, Tezpur University, Assam; **Prof. G. D. Sharma**, Vice Chancellor, Atal Bihari Vajpayee University, Bilaspur, Chhatisgarh; **Prof. Appa Rao Podile**, Vice Chancellor, Central University of Hyderabad, Telangana; **Prof. Rajesh Kumar Malik**, Dean, School of Law, Central University of Haryana, Mahendergarh and **Prof. Sanjiv Kumar**, Dean Academics, Central University of Haryana, Mahendergarh.

**Dr. K. P. Singh**, Former Joint Secretary, UGC and **Dr. Diksha Rajput**, Deputy Secretary, UGC have made valuable contribution in the finalization of the Guidelines.

The document has been fine-tuned with the necessary support and relevant inputs provided by **Prof. Rajnish Jain**, Secretary, University Grants Commission.

The Commission approved the document at its meeting held on 27.4.2020 through Video Conferencing.

UGC sincerely acknowledges and appreciates the valuable contribution of all the members of the Expert Committee and other UGC officials.



**प्रो.राजीव कुमार**  
सदस्य सचिव  
**Prof. Rajive Kumar**  
**Member Secretary**



सत्यमेव जयते

### अखिल भारतीय तकनीकी शिक्षा परिषद्

(भारत सरकार का एक सांविधिक निकाय)

मानव संसाधन विकास मंत्रालय, भारत सरकार

नेल्सन मंडेला मार्ग, वसंत कुंज, नई दिल्ली - 110070

दूरभाष: 011-26131497

ई मेल: [ms@aicte-india.org](mailto:ms@aicte-india.org)

**ALL INDIA COUNCIL FOR TECHNICAL EDUCATION**

(A Statutory Body of the Govt. of India)

Ministry of Human Resource Development, Govt. of India

Nelson Mandela Marg, Vasant Kunj, New Delhi-110067

Phone: 011-26131497

E-mail: [ms@aicte-india.org](mailto:ms@aicte-india.org)

Dated: 15<sup>th</sup> April 2020

No. F. 7-2/DD/Admn/Inter corr.(Vol.-II) Pt

#### **Sub.: Instructions to institutes/colleges during lockdown 2.0- regarding.**

As we all are aware, our Country is going through a National Emergency that has arisen due to the outbreak of COVID-19 pandemic and hence is currently observing a lockdown till 3<sup>rd</sup> May 2020.

Government of India, Ministry of Home Affairs vide order No.40-3/2020-DM-I(A) dated 15.04.2020 has issued consolidated revised guidelines on the measures to be taken by Ministries/Departments of Government of India and other establishments, for containment of COVID-19 in the Country.

Ensuring safety precautions during the threat posed by COVID-19, would be fundamental responsibility of all citizens of India, during this hour of crisis. Likewise, Heads of Institutions have the onerous responsibility of safeguarding the health and associated interests of all stakeholders of their respective colleges/ institutions. In view of the above, the following guidelines are issued for strict compliance by all Colleges/ Institutions:

**1. Payment of Fees:** It has come to knowledge of AICTE, that certain standalone institutions are insisting that students should pay the fees, including admission fees, during the lockdown. It is clarified that colleges/institutions should not insist on payment of fees till the ongoing lockdown is lifted and normalcy is restored. Further guidelines in this regard communicating the revised timelines will be issued by AICTE in due course. Accordingly, all colleges/institutions are directed to display this information on their website and also communicate the same to the students through e-mail.

**2. Payment of salary to faculty members:** It has been learnt that various institutions have not paid salary to their faculty and staff members, for the duration of the lockdown. Also certain institutions have terminated the services of certain faculty/staff members. It is clarified that salary and other dues to the faculty/staff members will be released for the duration of lockdown and also terminations, if any, made during the lockdown will be withdrawn. Hence, the same may be strictly complied with. A letter in this regard has also been issued to the respective Chief Secretaries of all States/UTs including reimbursement of fees to colleges/institutions.

## Annexure P-3

**3. Discouraging fake news:** Various interest groups / individuals are circulating fake news on social media platforms thereby creating misinformation and rumours. Discouraging any such fake news and reporting the matter to concerned authorities would be prime responsibility of all stakeholders. It is also advised that any information published on the official website of MHRD/UGC/AICTE only may be relied upon. Hence, these websites may be regularly perused for any updates. Similarly, for other government circulars, official websites of the concerned Ministries /Departments may be referred to.

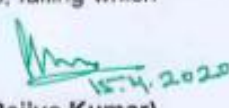
**4. Prime Minister's Special Scholarship Scheme (PMSSS):** Due to ongoing lockdown and restricted access to internet, the activities pertaining to PMSSS for the academic year 2020-2021 have been delayed. However, it is clarified that the scheme will be continued as in the past, once the lockdown is lifted. A calendar of events, laying down fresh timelines will be published in AICTE website in due course.

**5. Online classes and semester examination:** It is clarified that online classes for the current semester will be continued during the extended lockdown. A revised academic calendar will be issued by UGC/AICTE subsequently. Regarding the conduct of semester examinations, it is clarified that UGC has constituted a committee for recommending the modalities of conduct of examinations, award of marks and passing criteria in examinations. Directions in this regard will be issued separately. Websites of UGC/AICTE may be perused regularly.

**6. Internships:** It is clarified that some students would not be able to pursue their summer internship due to the ongoing lockdown. Hence, they are advised to pursue internships from home. In case the same is not feasible, this requirement may be fulfilled in December 2020.

**7. Sharing of internet bandwidth with other Colleges/Institutions:** Due to the inability of certain students to access internet services, colleges/ institutions are advised to allow students of other colleges/ institutions in their vicinity to access the internet facility at their colleges/ institutions. Hence, colleges/ institutions may accordingly permit students of other colleges/ institutions to share their campus internet facility. Attendance rule may be relaxed in the light of lockdown and unavailability of good bandwidth in certain rural areas.

All Colleges/Institutions must strictly adhere to these instructions, failing which action will be taken as per the prevailing rules.

  
(Prof. Rajive Kumar)  
Member Secretary

To

All AICTE approved Colleges/ Institutions

## Annexure P-4

**DIRECTORATE OF EDUCATION  
GOVT. OF NCT OF DELHI  
OFFICE OF THE DIRECTOR OF EDUCATION  
OLD SECRETARIAT, NEW DELHI-110054**

F.No. PS/DE/2020/54

Dated:- 17/04/2020

**ORDER**

Whereas, the Disaster Management Act, 2005 and the Delhi Epidemic Diseases, COVID-19 Regulations, 2020 under the Epidemic Diseases Act, 1897 for Prevention and Containment of COVID-19 are in force in NCT of Delhi at present. Hence all are required to comply with the provisions of the same.

Whereas, everyone is aware that the outbreak of Novel Corona Virus (COVID-19) has been declared as Pandemic by WHO and at present, it is a major threat to life and, therefore, a grave matter of concern in the country, being social emergency life situation including Delhi. India is under a 21-day Lockdown with effect from March, 24 2020 and people are under strict directions to restrain from going out of their homes.

Whereas, it is also a fact that in view of the spread of COVID-19, all business/professional/other activities (other than essential ones) have ceased to function as a precautionary measure to contain COVID-19 due to which, some parents, are not in a position to pay the school fee of their wards at increased rates or even at existing rates if demanded on quarterly basis in one go.

Page 1 of 8



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**Annexure P-4**

Whereas, in such an unfavorable situation, supply out of compassion for fellow citizens, most of the Charitable Trusts, Charitable Societies, NGOs / Social Organizations and even Individuals are extending their support voluntarily to deal with the war- like situation arisen due to the spread of COVID-19 in their respective fields.

Whereas, in such a situation, when all sections of society are contributing their best to help out those in need, it has been brought to the notice of the undersigned that some private unaided schools are not only violating the provisions of Delhi School Education Act and Rules 1973 and other guidelines issued by the Department in respect of regulation of fee but also the provisions of above referred Disaster Management Act, 2005 and the Delhi Epidemic Diseases, COVID-19 Regulations, 2020 under the Epidemic Diseases Act, 1897 for prevention and containment of COVID-19 presently in force.

Whereas, some schools have increased the fee in the academic session 2020-2021 without taking cognizance of the prevailing situations in view of the announcement of lockdown by the Central Government and despite the enforcement of Disaster Management Act, 2005 and the Delhi Epidemic Diseases, COVID-19 Regulations, 2020 under the Epidemic Diseases Act, 1897 for prevention and containment of COVID-19 and also without compliance of the mandatory provisions of section 17(3) of Delhi School Education Act



Page 2 of 8

## Annexure P-4

1973 and several other guidelines issued by the Department from time to time in this regard. Some schools have increased the fee without seeking approval of Director (Education) even though they are running on the land allotted by the DDA/Other Land Owning Agencies with such condition.

Whereas, it has further come to the notice that some private schools have started charging the fees from the students under various new heads in violation of the directions of Hon'ble Supreme Court as well as the directions of the Directorate of Education.

Whereas, it has also been learnt that some private schools have started providing online learning material / classes to the students of their respective schools for the academic session 2020-21 so as to cover the learning / curricular activities of this academic session. This is a welcome step in the interest of students. However, it is matter of grave concern that some schools are found indulging in the following malpractices which are inhuman, especially in view of the outbreak of Corona Virus (COVID-19):-

- i. Heads of the Schools are not providing the ID & Password to access Online learning / educational material/classes to those students whose parents who have not paid or not agreed to pay the illegal increased fee of the school.
- ii. Heads of the schools are demanding and collecting the fee from the parents / students on quarterly basis.



Page 3 of 8

## Annexure P-4

- iii. Heads of the schools are not providing ID & Password to the students/parents so as to access the online learning activities/classes who are unable to pay the school fee due to financial crisis on closure of business activities in the ongoing lockdown condition.
- iv. Some private schools are not paying salary to the teaching and non-teaching staffs in this ongoing lockdown or paying less salary to the extent of 40% to 50% of their total emolument which is against the spirit of direction of Govt of Delhi issued in this regard as well as relevant provisions of DSEA Act, 1973. This has resulted in acute financial difficulties being faced by the teaching and non-teaching staffs working in the private schools.

Whereas, attention of all HOSs and managers of the Private Unaided Schools of Delhi is invited to the provisions of DSEAR 1973 in accordance to which they are under the direct control of Charitable Society/Trust. Being Charitable Societies/Trusts, they are supposed to indulge in charity, especially when they are engaged in the noble field of providing education to the society— without indulging in profiteering. Accordingly, they are also supposed to extend their maximum support (to those parents who are in financial distress at this time and unable to pay to school fee) by providing learning material online to all students without any discrimination and hindrance and also by not charging any increased tuition fee or any other fee by creating any new head.



Page 4 of 8

## Annexure P-4

And whereas, attention is also invited towards Rule 165 of DSEAR, 1973 which provides *"All fees and contributions payable to a school by a student shall be payable by the 10<sup>th</sup> day of the month in which they are due;*

*Provided that where the school remains closed on the 10<sup>th</sup> day of the month, such fees or contributions shall be payable on the date following the 10<sup>th</sup> day on which the school reopens;*

*Provided further that where the school remains closed for the long vacation, fees and contributions shall be payable within 10 days from the day on which the school re-opens after the long vacation".*

And whereas, it is also a fact that due to early closure of schools in the wake of COVID-19 and thereafter due to announcement of lockdown, the expenditure on co-curricular activities, sports activities, transportation, other development related activities etc is almost nil.

And whereas, as per the provisions, the tuition fee charged from the students, covers all the expenditure to be incurred on salary, establishments and curricular activities.

Now, therefore, under section 39 (i) of The Disaster Management Act, 2005, wherein responsibilities have been conferred upon Directorate of Education, being one of the Departments of State Government and in exercise of the powers conferred under Section 17(3) of DSEA, 1973 and read with Rule 43 DSEAR, 1973 and under other enabling provisions of the above Acts and Rules or any other,



Page 5 of 8

## Annexure P-4

all Heads / Managers of the private unaided recognized schools of Delhi are hereby directed as under:-

- i. No fee, except Tuition fee, shall be charged from the parents, till further orders.
- ii. Heads of the schools shall not demand and collect the Tuition fee from the parents/students on quarterly basis. The fee shall be collected on monthly basis only.
- iii. Not to increase any fee in the academic session 2020-21 till further directions irrespective of the fact whether or not the school is running on the private land or the land allotted by DDA/Other Govt. Land Owning Agencies.
- iv. The schools running on the land allotted by the DDA/Other Land Owning Agencies with the condition to seek approval of Director (Education) before any fee increase, shall collect the Tuition fee on the basis of last fee structure approved by Director (Education) or as per fee statement filed by them under 17 (3) of DSEAR, 1973 during academic session 2015-16.
- v. Shall ensure to provide the access of Online Education/material/classes to all students, without any discrimination, by providing them ID and Password immediately to get them online education facility.



Page 6 of 8

## Annexure P-4

- vi. Heads of the schools shall, in no case, deny ID & Password to those students/parents for getting online access of educational facilities/classes/materials etc to those students who are unable to pay the school fee due to financial crisis arising out of closure of business activities in the ongoing lockdown condition,
- vii. Managing Committee of the schools/Heads of the schools shall not put extra financial burden by creating any new head of fee,
- viii. Shall neither stop payment of monthly salary nor reduce the existing total emolument to the teaching and non-teaching staff of their schools in the name of non-availability of funds and arrange the funds in case of any shortfalls from the Society / Trust running the school.

Failure to comply with above instructions shall invite action not only under the relevant provisions of DSEAR, 1973 and IPC but also punishment under Section 51 (b) of The Disaster Management Act, 2005 which provides that whoever, without reasonable cause:-

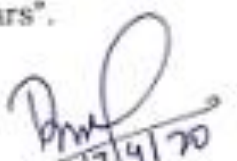
\* Refuse to comply with any direction given by or on behalf of the Central Government or the State Government or the National Executive Committee or the State Executive Committee or the District Authority under this Act,

Shall on conviction be punishable with imprisonment for a term which may extend to one year or with fine, or with both, and if such

 Page 7 of 8

## Annexure P-4

obstruction or refusal to comply with directions results in loss of lives or imminent danger thereof, shall on conviction be punishable with imprisonment for a term which may extend to two years”.

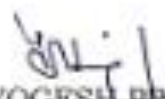
  
(BINAY BHUSHAN)  
DIRECTOR OF EDUCATION

To,

All HOS / Managers,  
Private Unaided Recognized Schools, Delhi

Copy to:-

1. PS to Hon'ble Dy. C.M. / MoE, GNCT of Delhi.
2. PS to Chief Secretary / Chairperson, State Executive Committee, GNCT, Delhi.
3. PS to Secretary Education, Delhi.
4. PS to Director of Education, Delhi.
5. All Regional Directors of Education, Delhi, with the directions to take immediate action as per above directions against the defaulter schools.
6. All District Dy. Directors of Education, Delhi, with the directions to take immediate action as per above directions against the defaulter schools.
7. All Dy. Directors of Education Zones, Delhi, with the directions to take immediate action as per above directions against the defaulter schools.

  
(YOGESH PRATAP)  
DY. DIRECTOR (PSB)

**Annexure P-5**

ITEM NO.16                      Virtual Court 2                      SECTION X

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

WRIT PETITION (CIVIL)..... Diary No(s).11079/2020

JUSTICE FOR RIGHTS FOUNDATION & ORS.                      Petitioner(s)

VERSUS

UNION OF INDIA                      Respondent(s)

(APPLICATION FOR INTERIM EX-PARTY STAY AND APPLICATION FOR ARGUE IN PERSON)

Date : 08-05-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ASHOK BHUSHAN  
HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE B.R. GAVAI

For Petitioner(s)

Mr. Satyam Singh, Adv.  
Petitioner-in-person

Mr. Prateek Sharma, Adv.

For Respondent(s)

Mr. Tushar Mehta, SG

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

The Court is convened through video conferencing.

Application for argue in-person is allowed.

We are not inclined to entertain this petition filed under Article 32 of the Constitution of India.

The writ petition is dismissed.

Pending application(s), if any, stands disposed of.

(ARJUN BISHT)  
COURT MASTER (SH)

(VIRENDER SINGH)  
BRANCH OFFICER

**Annexure P-6**



**Annexure P-6**

**Annexure P-6**

**Annexure P-6**

**Annexure P-6**

**Annexure P-6**

**Annexure P-6**

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**APPLICATION FOR INTERIM EX-PARTE STAY**

TO,

THE HON"BLE CHIEF JUSTICE OF DELHI HIGH COURT  
AND HIS COMPANION JUDGES OF THE  
SUPREME COURT OF INDIA

**MOST RESPECTFULLY SHOWETH**

1. The Petitioners have filed the above-mentioned writ petition in public interest and no personal interest lies within the same.
2. The Petitioners have stated the relevant facts elaborately in the Writ Petition. For the sake of brevity, the same are not repeated in the present application. The Petitioners however crave leave to refer to and rely on the same at the time of the hearing of the present application as if the same formed part of the present application.
3. The Respondents have not issued any rational and transparent order for reducing the fees, or granting concession or any other relief in the payment of fees for

the ongoing and upcoming semester in various public and private institutions and universities. This in turn vitiates the right to education for students studying in various colleges by forcing them to pay the fees with the same cost inclusion such as sports, IT labs, College establishment usage etc.

4. However, due to the lockdown since mid of March 2020, the students did not attend colleges of various studies all over the India and their respective colleges are suddenly demanding for the fees including the above-mentioned costs.
5. The parents are burdened with no work in various sectors of their respective work and such an act of forcing and asking them to pay such counterproductive fees is a gross violation and exploitation of education endangering Right to Life and Right to Education for the students.
6. The Petitioners have a *prima facie* case and the purpose of filing the present petition will be frustrated if the relief stated hereinunder granted during the pendency of the present case;

**PRAYER**

It is, therefore, most respectfully prayed that pending final orders this Hon'ble Court may graciously be pleased to:

(i) Pass an order directing the Respondents herein to provide mechanism to ensure that the names of the students are not omitted/deleted or left-out due to nonpayment of semester, school fees due to the current lockdown, till the adjudication of the present petition.

(ii) Pass any other or further orders, as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Place:

Drawn & File By:

Dated: 13/05/2020

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Sh. Satayam Singh aged 24 years, s/o Late Sh. AN Singh, having office at E-40/928, Molar Band Extension, Arya Samaj, New Delhi-110044 do hereby solemnly affirm and declare as under:

1. That I am the President to the Petitioner No. 1, which is a Society registered under Societies Registration Act, 1860, having office at E-40/928, Molar Band Extension, Arya Samaj, New Delhi-110044 in the above noted Petition and vide resolution passed in the Meeting of the Board of Directors/General Body/Executive Committee of the petitioner been authorized to institute and sign this petition.
2. The contents of the accompanying Application from Para No. 1 to Para No.6 are true and correct to the best of my knowledge and the last para is Prayer to this Hon'ble Court.
3. That the deponent has not filed such or similar Petition, earlier, in this Hon'ble Court or in any other Court, nor such a Petition is pending before any Hon'ble Court.

**DEPONENT**

**VERIFICATION:**

Verified at New Delhi on this 13th Day of May 2020 that the contents of my above affidavit are true and correct to my knowledge; no part of it is false and nothing has been concealed therein.

**DEPONENT**

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Amit Kumar Sharma, S/o Sh. Ashok Kumar Sharma, Aged about 29 years, Residing at 6/7 Double Storey, Vijay Nagar, Delhi – 110009 do hereby solemnly affirm and declare on behalf of as under:

1. That I am the Petitioner No.2 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. The contents of the accompanying Application from Para No. 1 to Para No. 6 are true and correct to the best of my knowledge and the last para is Prayer to this Hon'ble Court.
3. That the deponent has not filed such or similar Petition, earlier, in this Hon'ble Court or in any other Court, nor such a Petition is pending before any Hon'ble Court

DEPONENT

**Verification:**

I, the above named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Prateek Sharma, S/o Sh. Dalip Sharma, Aged about 25 years,  
Residing Tower 1, Flat No.1703, Exotica Dreamville Greater  
Noida, Noida Uttar Pradesh-201308 do hereby solemnly affirm  
and declare on behalf of as under:

1. That I am the Petitioner No.3 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. The contents of the accompanying Application from Para No. 1 to Para No.6 are true and correct to the best of my knowledge and the last para is Prayer to this Hon'ble Court.
3. That the deponent has not filed such or similar Petition, earlier, in this Hon'ble Court or in any other Court, nor such a Petition is pending before any Hon'ble Court

DEPONENT

**Verification:**

I, the above-named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Diksha Dadu, D/o Sh. Vineet Dadu, aged about 21 years,  
Residing in House No. 98, Prashant Vihar, Delhi, New Delhi-  
110085 do hereby solemnly affirm and declare on behalf of as  
under:

1. That I am the Petitioner No.4 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present Application. I further confirm that I have not concealed in the present Application any data/material /information which may have enabled this court to form an opinion whether to entertain this Application or not and/or whether to grant any relief or not.

3. That I have been explained the accompanying Synopsis and List of Date Writ Petition at Para Nos. 1 to 26 and applications and they are true and correct to the knowledge and belief as per the record of the case and that the last paragraph is the Prayer.
4. That the copies of Annexures are true to their originals.

DEPONENT

**Verification:**

I, the above named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**APPLICATION SEEKING EXEMPTION FROM FILING DULY**

**AFFIRMED AFFIDAVIT(s) AND COURT FEES**

1. That the Petitioners have filed the accompanying petition under Article 226 of the Constitution of India and the same is listed before this hon'ble court
2. That the detailed facts and averments have been placed in the accompanying petition have not been repeated herein for the sake of brevity and may be read as an essential part of this application.
3. That the Petitioners submits that due to the outbreak of nCovid-19, the petitioners are unable to duly affirm the affidavit on oath and therefore seek exemption from filing the same in the interest of justice
4. That the Petitioners undertake to pay the court fees/deficit fees within 72 hours as and when the court will open for normal functioning
5. That the Petitioners submit that the matter is of utmost urgency due to the dire situations and condition that the students find themselves in due to demand of payment of fees.

Prayer

It is therefore prayed that in view of the above facts and circumstances that the application seeking Interim Relief be allowed and that this Hon'ble Court shall be pleased:

1. That the petitioners be exempted from filing duly affirmed affidavit
2. That the petitioner be permitted to pay the court fees/deficit fees within 72 hours from the date of resumption of the regular functioning of court

Thereby preventing the further worsening of the condition of the Petitioners.

And For This Act Of Kindness, The Petitioner Is As Duty Bound And Shall Ever Pray

Petitioner

Filed By -  
Petitioners - in – Person

## W.P. (C) No. \_\_\_\_\_ of 2020

## Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

I, Sh. Satayam Singh aged 24 years, s/o Late Sh. AN Singh,  
having office [REDACTED]

██████████ do hereby solemnly affirm and declare as under:

4. That I am the President to the Petitioner No. 1, which is a Society registered under Societies Registration Act, 1860, having office at E-40/928, Molar Band Extension, Arya Samaj, New Delhi-110044 in the above noted Petition and vide resolution passed in the Meeting of the Board of Directors/General Body/Executive Committee of the petitioner been authorized to institute and sign this petition.
5. I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present application.  
  
I further confirm that I have not concealed in the present Petition any data/material /information which may have enabled this court to form an opinion whether to entertain this application or not and/or whether to grant any relief or not.

6. The contents of the accompanying application from para no. 1 to para no. 5 are true correct to the best of my knowledge and that the last para is prayer to this hon'ble court.

7. That the contents of the accompanying petition have been read and explained to me in vernacular and I have understood the same.

That the deponent has not filed such or similar petition, earlier, in this hon'ble court or in any other court, nor such a petition is pending before any hon'ble court.

**DEPONENT**

**VERIFICATION:**



Verified at New Delhi on this 13th Day of May 2020 that the contents of my above affidavit are true and correct to my knowledge; no part of it is false and nothing has been concealed therein.

**DEPONENT**

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Amit Kumar Sharma, S/o Sh. Ashok Kumar Sharma, Aged about 29 years, [REDACTED]

[REDACTED] do hereby solemnly affirm and declare on behalf of as under:

4. That I am the Petitioner No.2 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
5. The contents of the accompanying Application from Para No. 1 to Para No. 6 are true and correct to the best of my knowledge and the last para is Prayer to this Hon'ble Court.
6. That the deponent has not filed such or similar Petition, earlier, in this Hon'ble Court or in any other Court, nor such a Petition is pending before any Hon'ble Court

DEPONENT

**Verification:**

I, the above named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Prateek Sharma, S/o Sh. Dalip Sharma, Aged about 25 years,  
Residing Tower 1, Flat No.1703, Exotica Dreamville Greater  
Noida, Noida Uttar Pradesh-201308 do hereby solemnly affirm  
and declare on behalf of as under:

1. That I am the Petitioner No.3 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.
2. The contents of the accompanying Application from Para No. 1 to Para No.6 are true and correct to the best of my knowledge and the last para is Prayer to this Hon'ble Court.
3. That the deponent has not filed such or similar Petition, earlier, in this Hon'ble Court or in any other Court, nor such a Petition is pending before any Hon'ble Court

DEPONENT

**Verification:**

I, the above-named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT

IN THE HIGH COURT OF DELHI AT NEW DELHI  
(IN THE MATTER OF PUBLIC INTEREST LITIGATION)

W.P. (C) No. \_\_\_\_\_ of 2020

**IN THE MATTER OF**

Justice For Rights Foundation and Ors .... Petitioners

Versus

Union of Indian and Ors ... Respondents

**A F F I D A V I T**

I, Diksha Dadu, D/o Sh. Vineet Dadu, aged about 21 years,  
Residing in [REDACTED]

[REDACTED] do hereby solemnly affirm and declare on behalf of as  
under:

3. That I am the Petitioner No.4 in the present petition and I am well conversant with the facts of the case and therefore competent to swear the present affidavit.

I have done whatsoever inquiry/investigation which was in my power to do, to collect all data/material which was available and which was relevant for this court to entertain the present Application. I further confirm that I have not concealed in the present Application any data/material /information which may have enabled this court to form an opinion whether to entertain this Application or not and/or whether to grant any relief or not.

3. That I have been explained the accompanying Synopsis and List of Date Writ Petition at Para Nos. 1 to 26 and applications and they are true and correct to the knowledge and belief as per the record of the case and that the last paragraph is the Prayer.

4. That the copies of Annexures are true to their originals.

DEPONENT

**Verification:**

I, the above named deponent, do hereby verify and state on solemn affirmation that the contents mentioned above are true and correct to my knowledge; no part of it is false and nothing material has been concealed therein.

Verified at New Delhi on this 13th Day of May 2020

DEPONENT