

**FEDERATION OF PRIVATE SCHOOLS AND ASSOCIATIONS OF
PUNJAB AND ANOTHER VS STATE OF PUNJAB AND OTHERS**

Present:- Mr. Arjun Pratap Atma Ram, Advocate
for the petitioners

CM Nos.9161 and 9162-CWP-2021

Allowed as prayed for. Annexure P-10 is taken on record and exemption sought for is granted.

CWP-12725-2021

Relies on judgment dated 29.09.2014 passed in *CWP No.23053 of 2010 titled as 'Hansa Tubes Private Limited vs. State of Punjab and others'* to submit that contributions to be made to the Sports Fund created by the Sports Policy 2021 atleast amounts to imposition of a Cess on the private unaided schools. The same has no legislative backing and is, thus, illegal. Further, the said policy, being in the nature of executive instructions cannot be made retrospective and consequently, demand with effect from the Academic Session 2020-21 is without jurisdiction.

Notice of motion.

Mr. Navdeep Chhabra, DAG Punjab accepts notice on behalf of the respondent-State and waives service and seeks time to file written statement.

Adjourned to 06.09.2021.

Written statement be filed within four weeks with copy in advance to counsel for the petitioner. Rejoinder, if any, be filed thereafter.

Meanwhile, no coercive steps be taken to recover dues prior to Academic Sessions 2021-22.

July 22, 2021
Poonam Negi

(SUDHIR MITTAL)
JUDGE