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IN THE HIGH COURT OF JUDICATURE AT CHHATTISGARH
AT BILASPUR

WRIT PETITION NO. 587/2002

- PETITIONER :**
1. Dr. Sanjay Kumar Malik
S/o Subash Chandra Malik
Aged about 35 years
R/o Champur Bazar Tah. Pandariya
Distt. Kawardha
 2. Shri ~~Pradeep~~ Kumar Malik
S/o Dherandra Nath Malik
Aged about 45 years
R/o S. Lohara, Distt. Kawardha.
 3. Shri Gunjan Kumar Biswas
S/o Mohan Ch. Biswas
Aged about 37 years
R/o Gandhi, Distt. Rejnandgoan.
 4. Shri Biudut Kumar Malik
S/o Dharandronath Malik
Aged about 36 years
R/o Vill. Pathariya, Distt. Bilaspur
 5. Dr. Ahafiz Mohamad
S/o Abdul Mazid
R/o Maungeli Distt. Bilaspur
 6. Bisnu Prasad Dabagan
S/o Sukhla Sukhlal Dabagaon
Aged about 35 years
R/o Vill. Manikpur Rajnandgoan.

P.R. No. 589/02
Presented by Shri. Pradeep Kumar Malik
date 16.10.2002

VERSUS

- RESPONDENTS :**
1. ☒ State of Chhattisgarh
Through the Secretary, Department
of Health & Family Welfare,
D.K. Bhawan, Raipur (C.G.)
 2. ☒ State of M.P.
Through the Secretary, Department
of Health & Family Welfare,
Bhawan Bhopal (M.P.)
 3. ☒ The M.P. Board of Ayurvedic and
Unani System of Medicine and
Naturopathy, Bhopal (M.P.),
Through the Registrar,
Shyamla Hills, Bhopal (M.P.)



16-3
TO A.G. BILASPUR

WRIT PETITION UNDER ARTICLES 226 AND 227
OF THE CONSTITUTION OF INDIA

आदेश पत्रक

W.P.No. 587/2002

मामला क्रमांक

सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>22.3.2002</u></p> <p>Petitioners by Shri Manoj Paranjpe, Advocate. State by Shri P.S.Koshy, Govt. Advocate. Heard.</p> <p>Learned counsel for the petitioner submits that in the similar petition i.e. W.P.No.558/2001 this Court has passed the order on 24.4.2001.He submits that similar order may be passed.</p> <p>Shri Manoj Paranjpe submits that the petitioners would be satisfied if the direction is issued to the respondents at least to issue application form to the writ petitioners so that the petitioners have a chance to fill the application form for enrolment and the Competent Authority may examine on merit. This submission is made on the basis that the writ petitioners are, otherwise, qualified to be enrolled as Vaidya under the M.P. Ayurvedic Unani Tatha Prakratik Chikitsa Vyavsayi Adhiniyam, 1970.</p> <p>Shri P.S.Koshy, learned Govt. Advocate for the State submits that he should be allowed some time to obtain instructions. I am of the view that for the limited purpose of direction to be issued to the Competent Authority atleast to issue the application forms, no further instructions should be required though Shri Koshy submitted that there must be some reason why forms</p>	<p>फॉर्म दे रखे</p>

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आदेश पत्रक

मामला क्रमांक सन् 200

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आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>have been denied to the writ petitioner. It appears as to whether the fact of issuance of the Certificate after cut off date can be examined by the Competent Authority after forms are issued to him and the same are duly submitted by the writ petitioners. I say this because according to the writ petitioners though Certificate was issued after cut off date, examinations had been completed before the cut off date and petitioners had passed the examinations before 4.11.89.</p> <p>All these aspects, in my view can be examined by the Competent Authority at the time of consideration. In the result, this petition is disposed of with the direction that the petitioner by given requisite form for enrolment and the same be examined on merit by the Competent Authority, keeping in view the judgment rendered by M.P. High Court in W.P.No. 287/1990 decided on 6.5.1997. The petitioners should enclose a copy of that order with the form while submitting the forms for enrolment.</p> <p>Certified copy as per Rules.</p>	
		<p>Sd/- Fakhruddin Judge</p>

[पीछे देखिये]

Thakur

22/11/97