

IN THE HIGH COURT OF JUDICATURE AT BILASPUR (C.G.)

W.P.NO. 1201 OF 2002

BETWEEN

Vimal Kumar Jaiswal S/o Laxmi Prasad Jaiswal, aged about 30 years, Resident of Village Adhbharh, Tahsil Malkharoda District Janjgir Champa.

PETITIONER

A N D

1. The State of Chhattisgarh,
Through the Secretary Department of Panchayat
Mantralay, D.K.S. Building, Raipur,
Tahsil and District Raipur (CG).
2. The Collector
Janjgir Champa
District Janjgir Champa.
3. Janpad Panchayat Malkharoda
Through its Chief Executive Officer,
Malkharoda, District Janjgir Champa.

RESPONDENTS

P.R. No. 1210/2
Presented by Shri H. S. Patel
Dated 20.06.2

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

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक
W.P.No. 1201/2002

मायला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p><u>25.6.2002</u></p> <p>Petitioner by Shri Prashant Mishra, Advocate.</p> <p>State by Shri Sanjay K. Agarwal, Deputy Advocate General.</p> <p>Heard.</p> <p>Learned counsel for the petitioner submits that in W.P.No. 604/99 order dated 13.3.2002 (Annexure P/7) has been passed by this Court and the similar order may be passed in the present case. Learned State counsel has no objection.</p> <p>Counsel for the petitioner submits that the Janpad Panchayat has selected Siksha Karmis. So far as petitioner is concerned, he was in the waiting list. The persons who were selected and appointed joined their services. But, thereafter, the Collector cancelled the appointment. On such cancellation being made by the Collector in respect of those candidates they preferred a Writ Petition No. 5173/1998 and in the same petition interim order has been passed and the petitioners in that petition are continuing.</p> <p>It is pointed out that since certain persons had not joined their services, Janpad Panchayat passed a resolution dated 26.9.98 recommending the names of the present</p>	

[पीछे देखिये]

आदेश पत्रक

सामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	<p>petitioner to the Chief Executive Officer. The said order has not been complied with and against that the present petition has been filed.</p> <p>Learned counsel for the State pointed out that the representations have been made to the Chief Executive Officer, Janpad Panchayat, but not to the Collector or the State Government.</p> <p>Having considered the facts and circumstances and material available on record and without expressing further on the merits of the case of the rival parties, in the opinion of this Court, it would be just and proper to give an opportunity to the petitioner to make a detailed representation along with the documents to the appropriate authority and if such a representation is made within a month, and if required, the petitioner may be heard either personally or through his counsel, the same shall be decided as early as possible preferably within a period of three months from the date of receipt of the representation. If any adverse order is passed, the petitioner is at liberty to challenge afresh.</p> <p>With the aforesaid observations, this petition is disposed of at this stage.</p> <p>Certified photocopy as per Rules.</p>	<p>Sd/- Fakhruddin Judge</p>

Thaler

[पीछे देखिये]