

CF-1009/-

SINGLE BENCH

BEFORE HON'BLE HIGH COURT OF CHHATTISGARH AT

BILASPUR

WRIT PETITION (S) No. 729 /2000¹⁰

PETITIONER

V.K. Kewar,

S/o. Late Shri Babulal Kewar,

Aged about 53 years,

Sub Engineer, Janpad Panchayat
Korba, District Korba (C.G.)

VERSUS

RESPONDENTS

1. ✓ State of Chhattisgarh,
Through: - Secretary & Development
Commissioner, Rural Engineering
Services Panchayat and Rural Welfare
Department Mantralaya, D.K.S.
Bhawan, Raipur (C.G.)
2. ✓ All India Council for Technical
Education, Through- Chairman,
Indira Gandhi Indoor Stadium,
I.P.Estate, New Delhi - 110002
3. ✓ University Grants Commission,
Through - It's Chairman,
Bahadurshah Zafar Marg, New Delhi-
110002
4. ✓ Distance Education Council, Indira
Gandhi Open University, K-76, Hauz
Khas, New Delhi- 110016
5. ✓ Janardan Rai Nagar Rajasthan Vidya
Peeth (Deemed University), Through
- It's Vice Chacellor, Janardan Rai
Nagar Rajasthan Vidya Peeth
Pratapnagar, Udaypur - 313001,
Rajasthan.



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WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION
OF INDIA.



XI-HC-78

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक

WP (S) no. 729/10

सन् 20

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आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश
	<p>SB : Hon'ble Shri Manindra Mohan Shrivastava, J. 30-04-13</p> <p>Shri Anup Majumdar, counsel for the petitioner/s. Shri Arun Sao, Govt. Advocate for the State. Ms. Renu Singh, counsel for respondents 2 and 3. Shri Shivendu Pandya, counsel for respondent No.4. Shri Sushil Dhuri, counsel for respondent No.5.</p> <p>This petition has been filed by the petitioner, who is aggrieved by the action of the respondents whereby the name of the petitioner has been deleted from the gradation list of Graduate Sub-Engineers on the ground that the degree possessed by the petitioner cannot be recognised because the degree which has been obtained by the petitioner is from a technical institution / engineering college which is not approved by the All India Council of Technical Education.</p> <p>After notices were issued by this Court, the All India Council has filed return before this Court in W.P.(S) No.158/10. In the reply, it is stated that the degree and diploma obtained under the distance education programme, do not require approval and therefore, the AICTE has no role to play for granting recognition to such degrees / diplomas in the professional courses. It appears that the State Government had decided not to recognise petitioner's degree on the ground that though it requires approval by AICTE, it has actually not been approved by AICTE. However, from the return of AICTE, it appears that the AICTE, in such cases, does not grant approval</p>	



XI-HC-78

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	<p>but there is some other mechanism under which such courses are recognised and approved. Therefore, in these circumstances, the State Government should now consider petitioner's degree by taking into consideration relevant aspects including the mechanism provided in cases relating to degree under distance education programme.</p> <p>The consideration regarding approval and recognition of petitioner's degree should be completed by the respondents within an outer limit of six weeks from the date of receipt of copy of this order, so that in the event of recognition granted by the State counsel, the petitioner may also get benefit of promotion as Graduate Engineer.</p> <p>The petition is accordingly finally disposed off.</p>	<p>Sd/- Manindra Mohan Shrivastava Judge</p>

Deepthi