

31/07/2015

Shri Jitendra Sharma, Advocate for the petitioner.

Shri Vishal Mishra, Deputy Advocate General for the respondents No.1, 2 & 4/State.

Shri S.P. Jain, Advocate for the respondent No.3.

Heard.

The petitioner is aggrieved by the action of the respondents in denying absorption on the post of *Varisht Adhyapak*.

The respondents contended that as per the statutory rules (Annexure R-3/3) dated 17.09.2008, the essential qualification was Post Graduate degree in second class in relevant subject and B.Ed./B.Ed. (special education). It is further contended by the other side that petitioner did not have B.Ed./B.Ed. (special education) on the date of consideration i.e., 02.08.2008.

Learned counsel for the petitioner is unable to show that on the date of consideration for absorption, the petitioner was having said essential

qualification.

Resultantly, no fault can be found in the action of respondents. If petitioner has subsequently possessed the said qualification, it will be open for her to file appropriate application for absorption. No interference is warranted in this petition.

Petition fails and is hereby dismissed.

(ra)

(SUJOY PAUL)
Judge