

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W. P. (S) No. 1415 of 2012

.....

Shukdeb Singha

..... Petitioner

Vrs.

1. The State of Jharkhand
 2. The Deputy Commissioner-cum-Chairman, Sharwa Siksha Abhiyan, Jamtara
 3. The District Superintendent of Education-cum-District Programme Officer, Jamtara
 4. Block Education Extension Officer, Kundahit, Jamtara
 5. The Secretary, Upgraded Middle School, Bahiganj, Jamtara
 6. The President, Upgraded Middle School, Bahiganj, Jamtara
 7. Abhijeet Singh
 8. The Chairman, Block Level Committee, Kundahit, Jamtara
 9. The State Project Director, Jharkhand Education Project Council, Ranchi
- ... Respondents

CORAM: HON'BLE MR. JUSTICE RAJESH KUMAR

For the Petitioner : Mr. D. C. Mishra, Adv.

For the Resp.-State : Mrs. C. Prabha, SC-I and
Arbind Kumar, AC to SC-I.

For the Resp. No. 7 : Mr. Shiv Kumar Singh, Adv.

For the JEPC : Mr. Krishna Murari, Adv.

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16/29.03.2019

Heard learned counsel for the parties.

The present writ petition has been filed by the petitioner for quashing the appointment of the respondent no. 7 and further for direction upon the respondent to appoint the petitioner on the post of Para Teacher.

It has been claimed by the petitioner that petitioner has possessed the qualification of I.Sc. and was eligible for the post of Para Teacher. The advertisement has been issued in the year 2009 itself.

As per the petitioner, he had participated in the selection process and his name had been recommended by the Aam Sabha, but the respondent no. 7 has been selected instead of the petitioner.

It has been submitted by the learned counsel for the respondents that now law has been settled that no person can be appointed as Para Teacher after the cut off date i.e. 01.04.2010 unless he/she possess the qualification of B.Ed./Trained and Teachers Eligibility Test. Reference has been made to the order passed by this Court in the case of *Lalan Kumar Yadav and Ors Versus the State of Jharkhand & Ors. in W. P. (S) No. 3598 of 2011 dated 10.04.2014.*

Admittedly petitioner does not possess the said qualification.

In that view of the matter, no relief can be granted to the petitioner.

So far as illegality in the appointment of respondent no. 7 is concerned, the Deputy Commissioner, Jamtara is directed to look into the matter and pass a reasoned order.

With the above observations and directions, the present writ petition stands disposed of.

(Rajesh Kumar, J.)

Kamlesh/