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**THE HIGH COURT OF MADHYA PRADESH**  
**WP 8849/2019 (S)**  
Sukhalal Singh Narwariya vs. State of MP and Others

**Gwalior, Dated :30/04/2019**

Shri Devesh Sharma, counsel for the petitioner.

Shri S. N. Seth, Government Advocate for the respondents/ State.

This petition under Article 226 of the Constitution of India has been filed seeking the following reliefs:-

"7.1. That, the impugned action and order of respondents dt. 22/04/2019 **Annexure P/1** may kindly be declared as illegal and the same may kindly be quashed.

7.2. That, a direction may kindly be given to the respondents to continue the petitioner in the service.

7.3. That, any other relief, which this Hon'ble Court may deem fit and proper may also be given to the petitioner along with costs."

It is submitted by the counsel for the petitioner that the case of the petitioner is covered by order dated 29/03/2019 passed by a Coordinate Bench of this Court in the case of **Ravindra Singh Solanki vs. The State of MP** [Writ Petition No.21400 of 2018] and the order dated 06/10/2018 passed by Coordinate Bench of this Court (Indore Bench) in the case of **Kamod Singh Vijapari vs. State of MP and Ors** [Writ Petition No.13831 of 2018], wherein the Coordinate Benches of this Court have allowed the petitions filed by the petitioners therein, directing the respondents to continue them in service till they attain the age of 62 years .

Considered the submissions made by the counsel for the petitioner.

The above-mentioned orders in the cases of **Ravindra Singh Solanki (supra)** and **Kamod singh Vijapari (supra)** have been passed on the basis of order dated 3<sup>rd</sup> April, 2017 passed by the Division Bench of this Court in the case of **Ramji Prajapati vs. The State of MP** in Writ Appeal No.308 of 2016,

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however, it appears that the order dated 03/04/2017 passed in Writ Appeal No. 308/2016 has been recalled in Review Petition No.587 of 2017 by order dated 07/08/2017 and the Writ Appeal filed by the employee therein has been dismissed.

Therefore, it is clear that the petitioner is not entitled for the relief on the basis of the order passed by the Division Bench of this Court in Writ Appeal No.308/2016. This Court is of the considered opinion that no direction can be given in the present petition.

Accordingly, this petition **fails and is hereby dismissed.**

**(G.S. Ahluwalia)**  
**Judge**

MKB



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