

NAFR

**HIGH COURT OF CHHATTISGARH, BILASPUR****Writ Appeal No. 458 of 2015**

Sarita Banjare, D/o Shri A. D. Banjare, Aged About 30 Years R/o  
Swami Vivekanand Colony, Jashpur, District Jashpur (Chhattisgarh)

---- Petitioner

**Versus**

1. State Of Chhattisgarh Through The Secretary, General Administration  
Department Mantralaya, Mahanadi Bhawan, Naya Raipur  
(Chhattisgarh)
2. Collector, District Jashpur (Chhattisgarh)
3. Neeraj Kumar Roshan, S/o Shri J. R. Roshan, Aged About 37 Years  
R/o Ward No. 5, Shastri Ward, Deepatoli, Jashpur, District Jashpur  
(Chhattisgarh)
4. Anil Kumar Mirre, S/o Shri Radheshyam Mirre, Aged About 28 Years  
R/o Ward No. 15, Village Bhathudand, Post Diwanpur, Tahsil  
Pathalgaon District Jashpur (Chhattisgarh)

-----Respondents

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|                       |                                                               |
|-----------------------|---------------------------------------------------------------|
| For Appellant:        | Shri Ravish Verma, Advocate.                                  |
| For Respondent/State: | Shri B. Gopa Kumar, Deputy Advocate<br>General for the State. |

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**Hon'ble The Chief Justice**  
**Hon'ble Shri Justice P. Sam Koshy**

**Judgment on Board****Per Navin Sinha, Chief Justice****1/10/2015**

The present appeal arises from order dated 14.8.2015 dismissing W.P. (S) No.2956/2015. The Learned Single Judge held that no male candidate had been appointed against the post reserved for Scheduled Caste (Women) category and those appointed in that category had higher marks than the Appellant as also Respondents No.3 & 4 appointed in the Scheduled Caste category also had higher marks than the Appellant.

2. Learned Counsel for the Appellant submitted that Jageshwari Tandan was a candidate in the Scheduled Caste (Physically Handicapped) category. There was no justification to transfer her to one of the two posts for

Scheduled Caste (Women) category.

3. We put a simple question to the Learned Counsel for the Appellant if any specific pleading had been made in the writ application that Jageshwari Tandan was a candidate in the Scheduled Caste (Physically Handicapped) category. It was very fairly acknowledged that there was no such pleading in support of this fact.

4. The Appellant was in the wait list category of Scheduled Caste (Women). It is not her case that any person with lesser marks than her in that category has been appointed.

5. We find not reason to interfere with the order under appeal.

6. The appeal is dismissed.

Sd/-  
(Navin Sinha)  
**CHIEF JUSTICE**

Sd/-  
(P. Sam Koshy)  
**JUDGE**

To  
Mr. I. Kiran Kumar,  
Mr. I. Kishore Kumar,  
Door No.21/204-A,  
Near Tirumala Hospital,  
Gunta Bazaar,  
Cuddapah.

From  
Mrs. S. Neelima Vishnu Priya,  
Pvt. Secretary To Hon'ble Shri Justice P.S. Koshy,  
High Court of Chhattisgarh,  
Bodri-Bilaspur,  
Chhattisgarh-495220

To  
Mr. Satya GVK,  
Mc. Kinsey & Company,  
Unit 4 & 5, 5th Floor,  
Phase No.1, Ascendas International Tech Park,  
CSIR Road, Taramani, Chennai,  
Tamil Nadu, India

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