

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 3071 of 2012

- Diwakar Shukla S/o Shri TP Shukla Aged About 28 Years R/o C/o Mr. Raghvendra Singh, Behind Vishwakarma Mandir, Near Marine Drive Ambikapur Distt. Surguja C.G.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Public Health & Family Welfare Mantralaya DKS Bhawan Raipur C.G.
2. The Director O/o The Directorate Health Services, Old Nurses Hostel, DKS Bhawan, Mantralaya Premises, Raipur C.G.

---- Respondent

For Petitioners	Mr. N. Naha Roy, Advocate
For Respondent /State	Ms. Kirti Rao, Panel Lawyer

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

9/2/2016

Heard finally with the consent of learned counsel for the parties.

(2) Challenge in this petition is to the advertisement dated 17.07.2012 issued by the Directorate of Health Services, inviting applications for appointment on the post of Sister Tutor. The challenge is on the ground that in the matter of **Bailadila Berozgar Sangh Vs. National Mineral Development Corporation Ltd. And another (W.P. No.2424/2005, decided on 11.08.2005)**, a Division Bench of this Court has held that a woman citizen cannot be made ineligible for any employment on the ground of sex only but could be excluded from a

particular employment if there are other compelling grounds for doing so.

(3) On 13.08.2012, this Court stayed the selection process pursuant to the impugned advertisement.

(4) In the return filed by the State, it is averred on the basis of the document – Annexure R/1, that a corrigendum has been issued to make open the selection process for all eligible candidates be it male or female.

(5) In view of the statement made in the return, the grievance raised in the writ petition has been rendered infructuous.

(6) Accordingly, the writ petition stands disposed of.

Sd/-

Judge

(Prashant Kumar Mishra)

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