

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 1370 of 2021**

Dinesh Kumar Rathia S/o Shri Ram Prasad Rathia, Aged About 30 Years,
R/o Village And Post Khamhar, Tehsil Kharsia, District- Raigarh, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through The Secretary, School Education Department Ministry, Mahanadi Bhawan, Post Office And Police Station Rakhi, Nawa Raipur, District Raipur, Chhattisgarh
2. Director, Directorate Of Public Instruction, Raipur, District Raipur Chhattisgarh
3. Joint Director, School Education Department, Bilaspur Division, Bilaspur Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Ghanshyam Kashyap, Advocate
For State	:	Ms. Akanksha Jain, Dy. Govt. Advocate

Hon'ble Shri Justice P. Sam Koshy**Order On Board****23.03.2021**

1. Counsel for the petitioner submits that the default has since been removed.
2. With the consent of the counsel for the parties, the matter was heard finally.
3. Learned Counsel appearing on either side submit that the issue involved in the instant case stands covered by a bunch of Writ Petitions disposed of by this Court on 1.3.2021, i.e. WPS No. 5157/2020 (Manoj Kumar Vs. State of Chhattisgarh & Others) and other connected

matters.

4. It is a case where the Petitioner was declared ineligible for participation in the recruitment process for the post of Teacher on the ground that the Petitioner had obtained the degree and diploma in the same academic session. On 1.3.2021, when the aforesaid bunch of Writ Petitions was came up for hearing, learned Counsel for Petitioner had produced an order of the Directorate, Public Instructions, dated 15.2.2021, wherein the Directorate, Public Instructions has granted approval on a decision to permit the candidates who have done their degree and diploma in the same academic session and that those candidates who have done their degree and diploma in the same academic session would not be treated as ineligible for the said recruitment process.
5. Given the said development and on the basis of the bunch of Writ Petitions that was disposed of by this Court on 1.3.2021, i.e. WPS No. 5157/2020 (Manoj Kumar Vs. State of Chhattisgarh & Others) and other connected matters, the present case also being identical stands disposed of in similar terms to the extent that in the light of the decision of the Directorate of Public Instructions, dated 15.2.2021, the Petitioner shall not be treated as ineligible for the said recruitment process and the petitioner shall be considered for the said post in accordance to his/her own merits other than the said factor of having done degree and diploma in the same academic session.
6. Writ Petition thus stands allowed and is disposed of accordingly.

Sd/-
P. Sam Koshy
Judge