IN THE HIGH COURT OF JHARKHAND AT RANCHI

**W.P.(S) No. 1170 of 2026**

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Irshad Ahmad, aged about 42 years, son of- Md. Yaqub, Resident of-Bhuia Chitro, P.O.-Gunghasa, P.S.-Topchanchi, District-Dhanbad, Jharkhand-828401 ...**..Petitioner**

**Versus**

1. The State of Jharkhand
2. The Chief Secretary, Government of Jharkhand, Project Building., P.O. & P.S.-Dhurwa, District-Ranchi, Jharkhand
3. The Principal Secretary, School Education and Literacy Department Govt. of Jharkhand, Project Building, P.O. & P.S.- Dhurwa, District-Ranchi, Jharkhand
4. The Director, Primary Education School Education and Literacy Department, Govt. of Jharkhand, Project Building, P.O. & P.S.-Dhurwa, District-Ranchi, Jharkhand.
5. The Deputy Commissioner, Dhanbad -cum-Chairman, District Education Establishment Committee, Collectorate Building, P.O.- Dhaiya, P.S.-Nagnagar, District-Dhanbad, Jharkhand.
6. The District Superintendent of Education, Dhanbad, P.O. & P.S.-Dhanbad, District-Dhanbad, Jharkhand..Respondents

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**CORAM**: **HON'BLE MR. JUSTICE DEEPAK ROSHAN**

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For the Petitioner(s) : M/s. Mukesh Kr. Sinha, Rajesh Kr. Sinha, Sumiran Srivastava, Advs.

For the Respondents : M/s. Suraj Prakash, Z.A.Khan, A.C to S.C.-VII

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**02/28.10.2026** The instant writ application has been preferred by the petitioner for the following reliefs:

> ***i.*** *For issuance of appropriate writ(s), order(s), directions(s) or a writ in the nature of mandamus commanding upon the respondents to forthwith appoint the petitioner on the post of Graduate Trained Assistant Teacher (Language) (Class VI to VIII) in para category in the district of Dhanbad, while considering the fact: -*
>
> ***a.****Pursuant to order passed in W.P.(S) No. 2378 of 2019, order passed in L.P.A. No. 203 of 2022 and order passed in L.P.A. No. 510 of 2023 and order dated 29.01.2024 passed in W.P.(S) No.-227 of 2024 (i.e. writ petition filed by the petitioner concerning his counselling), the respondents through resolution dated 28.02.2024 had initiated the process of counselling.*
>
> ***b.****D.S.E., Dhanbad vide notice dated 08.08.2024, amongst other information's,*

*issued cut-off in "Language" for Graduate Trained (Male) which was 59.83%.*

***c.*** *D.S.E., Dhanbad through another notice dated 22.08.2024 informed about publication of modified merit list for Class Vi to VIII in "Language", dully approved by District Education Establishment Committee and thus called upon the eligible candidates coming within the Zone of consideration to participate in the counselling to be held on 25.08.2024.*

***d.*** *In the merit list for "Language" Class VI to VIII in para category, the name of the petitioner out of total 08 candidates' figured at serial no. 01 with 62.32% marks and since the cut-off in "Language" (Male) was 59.83% so the petitioner was confident regarding his appointment.*

***e.*** *On 25.08.2024, the counselling team at Dhanbad did not allow the petitioner to participate in the counselling and upon enquiry, D.S.E., Dhanbad without giving anything in writing or any decision of the District Education Establishment Committee to the petitioner, verbally informed the petitioner that he cannot be appointed in "Language" Graduate Trained Assistant Teacher (Class VI to VIII) in para category.*

ii. *To hold and declare that the petitioner is entitled for his appointment on the post of Graduate Trained Assistant Teacher (VI to VIII) in the para category since the petitioner fulfils all the relevant criteria laid down under the Jharkhand Primary School Teacher Appointment Rules, 2012 (as amended up to date).*

iii. *For issuance of writ in the nature of mandamus directing the respondents to issue appointment letter to the petitioner for appointment on the post of Graduate Trained Assistant Teacher (VI to VIII), which he had applied for and shortlisted for counselling at Dhanbad, but erroneously not allowed to participate/not issued appointment letter.*

**2.** Learned counsel for the petitioner submits that the instant writ application may be disposed of by directing the concerned respondent to take a decision in the matter.

**3.** Learned counsel for the respondents submits that though the counter affidavit has been filed; the petitioner if so chooses he may approach the concerned respondent.

**4.** Having regard to the above, the instant application is hereby disposed of by directing the respondent no. 5 to treat this writ application as representation and take a decision in the matter in accordance with law and applicable rules, within a period of 8 weeks from the date of receipt of a copy of this order.

**5.** It goes without saying that if the decision is taken in favour of the petitioner, necessary consequential order be passed within a further period of 2 weeks.

The petitioner shall serve copy of the writ application to the 5th Respondent along with copy of this order for early disposal of his claim.

**(Deepak Roshan, J.)**

28th October, 2026
*Jk*
*Uploaded on*
*02/11/2026*