



**HIGH COURT OF CHHATTISGARH AT BILASPUR**

**WPS No. 969 of 2023**

**MANISH KUMAR YADAV *versus* FOOD CORPORATION OF INDIA**

**WPS/1144/2024,WPS/1143/2024**

**Order Sheet**

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| <b>12/08/2024</b> | <p>Ms. Naushina Afrin Ali, Advocate appeared thorough VC, Mr. Ajay Kumrani and Mr. Bharat Sharma, learned counsel for the respective petitioner/s.</p> <p>Mr. Prafull N. Bharat, Sr. Counsel with Mr. R.S. Patel and Mr. Tanmay Thomas, learned counsel for the respective respondents.</p> <p>There are applications for impleadment of necessary party.</p> <p>For the reasons mentioned in the applications, the same is allowed.</p> <p>Let necessary amendment in the applications be carried out within 10 workings days.</p> <p>This Court on 07.08.2024, directed the respondent/FCI to file an affidavit to indicate that what efforts have been made by it to comply with the order dated 12.06.2024 passed by this Court.</p> <p>Mr. Thomas, Advocate who appeared for examination</p> |



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|  | <p>conducting agency was also permitted to make submissions and also directed to seek instructions and file short submissions with regard to compliance of the order dated 12.06.2024.</p> <p>In compliance of the order dated 07.08.2024, an affidavit has been filed on behalf of respondent/FCI and written submission has also been filed by Mr. Thomas.</p> <p>Perusal of the affidavit indicates that on 12.06.2024 while passing the order it was observed by the Co-ordinate Bench that copy of the said order would be sent to recruitment agency by this Court. However, the same has not been reflected in the order dated 12.06.2024. It has been further reflected in the affidavit that the respondent/FCI is awaiting documents from the recruitment agency and it has not been hand over by the recruitment agency to the FCI. It has been further stated in the affidavit the respondent/FCI has already sent on E-mail to respective recruitment agency on 06.08.2024 for supplying the necessary documents. The written submission filed by the examination/recruitment agency by M/s MEL Training and Assessment Ltd. also fortifies the fact that order dated 12.06.2024 was intimated to it by the respondent/FCI for the first time through E-mail dated 06.08.2024 at 4:37 PM.</p> <p>This Court on 12.06.2024, directed the respondent/FCI to declare the result of undisputed candidates. On the last date of</p> |
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| Pawan | <p>hearing i.e. 07.08.2024, it was informed by learned Senior Advocate that against the order dated 12.06.2024, a Writ Appeal has been preferred before the Division Bench of this Court. Though the explanation offered by the respondent/FCI for non-compliance of the order dated 12.06.2024 by way of affidavit of respondent/FCI, however, it is not satisfactory, during the course of arguments, learned Senior Advocate submitted that a copy of order dated 12.06.2024 was received by the respondent/FCI after 6 - 7 days from the date of order. The only efforts which appears from the affidavit filed is the demand of documents from the examination conducting / recruitment agency through e-mail 06.08.2024 i.e. a day prior to last date of hearing in these petitions on 07.08.2024.</p> <p>Considering the facts and circumstances of the case and also in the interest of justice, some more time is granted to the FCI to comply with order dated 12.06.2024 and to await the result of Writ Appeal filed by the respondent/FCI.</p> <p>List the case in the week commencing 09.09.2024 for further hearing.</p> <p style="text-align: right;">Sd/-<br/>(Sachin Singh Rajput)<br/><b>JUDGE</b></p> |
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