

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Writ Petition (S) No. 2884 of 2024

Rahul Patley & Ors. **Versus** State of Chhattisgarh & Ors.

31/05/2024	Mr. Vivek Kumar Agrawal, Advocate for the petitioner. Mr. Vinay Pandey, Dy. A.G. for the respondent-State. Heard. Issue notice to the respondents. Learned State counsel accepts notice on behalf of respondents, hence, process fee is not required to be paid. He prays for and is granted four weeks time to file reply. Also heard on <u>IA No.03/2024</u>, application for grant of stay. Learned counsel for the petitioner submits that the petitioner participated in the recruitment process for appointment on the post of Rural Horticulture Extension Officer and was selected and appointed under physically handicapped quote pursuant to the disability certificate issued by the District Medical Board, Bilaspur Chhattisgarh in 2017 (Annexure-P/04). Thereafter, the impugned notices dated

13.05.2024 (Annexure-P/01), 15.05.2024 (Annexure P/02) and 12.04.2024 & 03.04.2024 (Annexure P/05 colly) were issued against the petitioners asking them to appear before the State Medical Board for assessment of their disability certificate. Learned counsel for the petitioners further submits that similarly situated persons have filed *WP(S) No.2829 of 2023 (Pooja Pahare and Another Vs. State of Chhattisgarh and others)*, wherein this Court vide order dated 20.05.2024 (Annexure-P/14) has passed interim order for protecting the rights of the petitioners therein. It is prayed that similar order may also be passed in the present case.

On the other hand, learned State counsel opposes the submissions made by learned counsel for the petitioners, however, he could not dispute the factum of passing of interim order dated 20.05.2024 (Annexure-P/14) by this Court in favour of similarly situated person qua Pooja Pahare.

I have heard learned counsel for the parties, considered their rival submissions made herein-above and perused the material appended with the writ petition.

Considering the fact that this Court has passed interim order

dated 20.05.2024 (Annexure-P/14) in an identical matter, it is directed that till the next date of hearing, no coercive steps shall be taken against the petitioners herein pursuant to impugned notices dated 13.05.2024 (Annexure-P/01), 15.05.2024 (Annexure P/02) and 12.04.2024 & 03.04.2024 (Annexure P/05 colly).

List this matter alongwith WP(S) No.2829 of 2024 for further consideration.

In view of the above, I.A. No.01/2024, application for urgent hearing and I.A. No.02/2024, application for hearing the case during summer vacation stand **disposed of**.

Certified copy as per rules.

**Sd/-
(Sachin Singh Rajput)
Judge**