

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Writ Petition (Service) No. 2888 of 2024

Jitendra Kumar Koshle **Versus** State of Chhattisgarh and others

Single Bench:

Hon'ble Mr. Justice Sachin Singh Rajput

31/05/2024	Mr. Vivek Kumar Agrawal, Advocate for the petitioner. Mr. Gauri Mukhopadhyaya, Government Advocate for the respondent-State on advance copy. 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.01</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, Mungeli (Annexure-P/03). After the appointment of the petitioner, certain complaints were made regarding his disability certification being forged. Thereafter, notices dated 02.04.2024 (Annexure-P/02) and 13.05.2024 (Annexure-P/01) were issued to the petitioner asking him to appear before the State Medical Board for assessment of his disability certificate. Learned counsel for the petitioner further submits that similarly situated person has filed *WP(S) No.3771 of 2023 (Dr. Rajkumar Jaiswal v. State of Chhattisgarh and others)*, wherein this Court vide order dated 21.06.2023 (Annexure-P/11) has passed interim order for protecting the rights of the petitioner 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 petitioner, however, he could not dispute the factum of passing of interim order dated 21.06.2023 (Annexure-P/11) by this Court in favour of similarly situated person qua Dr. Rajkumar Jaiswal.

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 21.06.2023 (Annexure-P/11) in an identical matter, it is directed that til the next date of hearing, no coercive steps shall be taken against the petitioner herein pursuant to impugned notices dated 02.04.2024 (Annexure-P/02) and 13.05.2024 (Annexure-P/01).

List this matter alongwith WPS-3771-2023 for further consideration.

In view of the above, **IA No.02**, application for urgent hearing and **IA No.03**, application for hearing the case during summer vacation stand **disposed of**.

Certified copy as per rules.

Sd/-
(Sachin Singh Rajput)
Judge