

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 5959 of 2018

Smt. Pramila Sahu **-Versus-** State of Chhattisgarh & Ors.

10.09.2018	Mr. Anurag Dayal Shrivastava, Advocate for the petitioner. Mr. R.K. Gupta, Dy. A.G. for the respondent No.1/State. Mr. Y.C. Sharma, Advocate accepts notice on behalf of the respondent No.2/CG-PSC. Mr. Sachin Singh Rajput, Advocate and Mr. Goutam Khetrapal, Advocate also entered appearance on behalf of the respondent No.3/UGC and respondent No.4 respectively. Since all the respondents are represented through their respective counsels, payment of P.F. part stands dispensed with. The petitioner in the instant case has been appointed pursuant to an advertisement which was issued in the year 2014. The private respondent was permitted to participate in the recruitment process by virtue of an interim order granted by this Court in WPS No. 5285/2014 and other analogous petitions in its order dated 08.10.2014. Admittedly, when the advertisement in the year 2014 was published, the private respondent did not fulfill the requisite qualification. The requisite qualification part has subsequently been amended by the respondents vide notification dated 4th May, 2016, which as per the notification itself would come

into force from the date of publication i.e. 4th of May, 2016. Prima facie, the private respondent on the date of advertisement did not have the requisite qualification.

Given the said facts and circumstances of the case, I.A. No.1, which is an application for grant of interim relief has sufficient force and the same is accordingly allowed. There shall be a stay of the effect and operation of the impugned selection list (Annexure P/1) dated 25.08.2018 until further orders.

List this case for final hearing after the return of all the respondents are filed.

**Sd/-
(P. Sam Koshy)
JUDGE**