

**HIGH COURT OF CHHATTISGARH, BILASPUR**

**Order Sheet**

**WPC No. 4732 of 2021**

Smt. Jamna Mehra W/o Shri Mohan Lal Mehra, Aged About 53 Years R/o.  
Wireless Police Line, Ambikapur, District Surguja Chhattisgarh

**---- Petitioner**

**Versus**

1. State of Chhattisgarh Through Secretary, Tribal Welfare Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, Nawa Raipur, District Raipur Chhattisgarh
2. Secretary, State Of Chhattisgarh, Agriculture Department, Mantralaya, Mahanadi Bhawan, Atal Nagar, Nawa Raipur, District Raipur Chhattisgarh
3. Chairman, High Level Certification Scrutiny Committee, Department Of Commissioner, Schedule Caste And Schedule Tribe Development, Block-4 D, Indrawati Bhawan, Atal Nagar, Nawa Raipur, District Raipur Chhattisgarh
4. Commissioner And Member Secretary, Scheduled Caste And Scheduled Tribes Development Department (Caste Certificate High Level Scrutiny Committee), Deendayal Upadhyaya Nagar, Sector-4, Raipur, District Raipur Chhattisgarh
5. President, Adim Jati Anusandhan Evam Prashikshan Sansthan, Deendayal Upadhyaya Nagar, Sector-4, Raipur, District Raipur Chhattisgarh
6. Vigilance Inspector, High Level Scrutiny Committee, Adim Jati Anusandhan Evam Prashikshan Sansthan, Deendayal Upadhyaya Nagar, Sector-4, Raipur, District Raipur Chhattisgarh
7. Director, Agriculture, Indrawati Bhawan, Atal Nagar, Nawa Raipur, District Raipur Chhattisgarh, District : Raipur, Chhattisgarh
8. Deputy Director, Agriculture, Ambikapur, District Surguja Chhattisgarh
9. Joint Director, Agriculture, Ambikapur, District Surguja Chhattisgarh
10. Deputy Superintendent Of Police, Vigilance Department, Caste Certificate High Power Scrutiny Committee, Raipur, District Raipur Chhattisgarh,

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| 24/11/2021 | Mr. Arham Siddiqui, Counsel for the petitioner.<br>Mr. Chandresh Shrivastava, Govt. Advocate for the State. |

Heard on petition.

This petition has been brought challenging the impugned order passed by the High Power Caste Scrutiny Committee, Annexure P/1 dated 24.07.2021. It is submitted that the impugned order has been passed without giving proper opportunity of hearing to the petitioner and the caste certificate of the petitioner has been cancelled. The petitioner is "Mehra" by caste which is Schedule Caste, according to the 3<sup>rd</sup> Scheduled of the Constitution of India. The petitioner was appointed as Rural Agriculture Development Officer in the erstwhile State of Madhya Pradesh before the reorganization of the State in the caste quota which has continued after her allocation to the State of Chhattisgarh, therefore, the impugned order has been passed only on the basis of some assumptions and presumptions. It is prayed that the petition be admitted for hearing and interim relief be granted during the pendency of this petition.

State counsel opposes the petition and submits that no error has been committed by the High Power Caste Scrutiny Committee in passing the impugned order, however, the time may be granted to file reply.

Considering the submissions, it is ordered that no coercive steps shall be taken against the petitioner until the next date of hearing.

In the meanwhile, State counsel represented all the respondents to file the reply before the next date of hearing.

List this case after four weeks.

Sd/-  
**(Rajendra Chandra Singh Samant)**  
**Judge**