2026:CGHC:9797

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 12509 of 2025

ANJU SAHU **versus** STATE OF CHHATTISGARH

Order Sheet

11/11/2025	Mr. Lalit Jangde, counsel for the petitioner. Mr. S.P. Kale, Addl. A.G. along with Mr. Sabyasachi Dubey, P.L. and Mr. Aditya Tiwari, P.L. for the State/respondents No.1 to 3. Mr. Kunal Das, counsel for the respondent No.4. Dr. U.S. Painkara, Director, Medical Education, appears through video conferencing and would submit that the Government has issued a comprehensive Circular dated 26.02.2019 issuing directions with regard to the higher education. On perusal of the subject circular, it is evident that no time bound program has been given, which shows that the decision with regard to the application of an individual Government Servant is dependent on the discretion of the Director, Medical Education or their staffs/officers. Non issuance of a time schedule program for the candidates shows the arbitrariness on the part of the authorities. Therefore, the Director Medical

2026:CGHC:9797

	Education shall file an affidavit providing a time schedule program for deciding the application(s) of the candidates. He shall also file an affidavit indicating the parameters to be considered. Though some provisions have been made, but there appears to be a prima facie conflict between clause 5 & 7a, which shall also be clarified. The Director Medical Education shall also file an affidavit regarding whether any employee of the Medical College has been granted permission for more more than two academic sessions. Let the factual position be clarified by way of filing affidavit(s). Before filing of the affidavit(s), it is expected that the matter shall be discussed with the State Government (Secretary, Medical Department). List the case on 24th November, 2025, as a fresh matter. **Sd/-** **(Narendra Kumar Vyas)** **Judge**