

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 11185 of 2021****With****R/SPECIAL CIVIL APPLICATION NO. 11543 of 2021****With****R/SPECIAL CIVIL APPLICATION NO. 11962 of 2021**

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PALAK RAMESHBHAI PATEL & ORS.

Versus

BARODA MUNICIPAL CORPORATION

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Appearance:

MR TR MISHRA(483) for the Petitioner(s) No. 1,2,3,4,5,6,7

ANSHUL N SHAH(8540) for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE MAULIK J.SHELAT****Date : 17/03/2026****COMMON ORAL ORDER**

1. Heard Mr.T.R.Mishra, learned advocate for the petitioners. None remained present for the respondent.

2. It is pointed out to this Court that despite the petitioner being a female candidate, eligible to be appointed as Multipurpose Health Worker by the respondent as found meritorious as per the merit-list prepared by the respondent - Corporation, the appointment was not given to her. It has been pointed out to this Court that the respondent - Corporation has considered the seat number of the petitioner but called one Jayeshkumar Kandubhai Rathva for certificate verification *vide* its letter dated 29.07.2021 and such fact is unable to be controverted by the respondent though filed reply.

3. Considering the aforesaid submissions and upon perusal of the reply filed by the respondent, *prima facie*, it appears that for no valid reason, the petitioner was not called for verification of her certificates and given appointment if everything is found in order. Rather, in para 5 of the reply, the respondent states that the petitioner was called for document verification but as per the guidelines of the State Government if the female candidate is not available, in that case the male candidate is to be appointed by the Corporation.

4. It is unfathomable that if the petitioner was called by the respondent for document verification as alleged, the petitioner undisputedly a female candidate requires to be appointed and the question of appointing any male candidate is out of place.

5. To give one last opportunity to clarify this aspect by the respondent and/or to correct its mistake by selecting the petitioner if she is found meritorious, this Court adjourns the matter.

6. Stand over to **20.03.2026**. List on the top of the board.

(MAULIK J. SHELAT, J)

GAURAV J THAKER