

Rajesh Kumar vs. State of H.P. & Ors.
CWP No.670 of 2023

09.01.2024 Present: Mr. P. P. Chauhan, Advocate, for the petitioner.

Mr. Pushpinder Jaswal, Additional Advocate General, for the respondents-State.

Mr. B. Nandan Vashisht, Advocate, for respondents No.4 and 5.

Mr. Durga Bahadur, Advocate, for respondent No.6.

Mr. Vinod Chauhan, Advocate, for respondent No.7.

This writ petition has been filed by the petitioner praying for the following reliefs:-

- (i) *“For issuance of writ in the nature of certiorari for quashing the order/letter issued vide Ref. No.EDN-U(E-V) Elm/Appointment/Ex Mem DM/2022-4991-94 dated 19.11.2022 (Annexure P-11) and consequential proceedings qua the petitioner, whereby candidature of petitioner for the post of DM has not been considered in an illegal, arbitrary and unlawful manner.*
- (ii) *For issuance of writ in the nature of mandamus directing respondents No.2 to 5 to consider the certificate of Diploma in Art and Craft attained from respondent No.6, valid for the post of DM for the purpose of appointment in H.P.*
- (iii) *For issuance of writ in the nature of mandamus directing the respondents No.2 to 5(Annexure P-13) and P-14) to decide the representation of petitioner submitted through email dated 08.01.2023.’*

Notice was issued to the respondents on 15.02.2023. Mr. B. Nandan Vashisht, Advocate, has been appearing for respondents No.4 and 5, since 10th of April,

2023. Yet, till date, no reply has been filed to the writ petition by the said respondents.

This Court fails to understand as to why reply to the petition is not being filed by the concerned respondents, because the fate of the petition hinges on their reply. Therefore, on the request of learned counsel for the respondents, last opportunity of four weeks' time is granted to the said respondents to file reply.

As prayed for, the case is ordered to be listed on **04.03.2024**. If no reply is filed by the said respondents by the said date, Member Secretary of the National Council of Teacher Education shall remain present in the Court to assist the Court and cost of Rs.1,00,000/- will also be imposed upon respondents No.4 and 5.

(Ajay Mohan Goel)
Judge

January 09, 2024
(*Vinod*)