

IN THE HIGH COURT OF JHARKHAND AT RANCHI
LPA No. 64 of 2020

Dr. Nutan Indwar @ Nutan Indwar

... .. Appellant

Versus

The State of Jharkhand and Others

... .. Respondents

With

LPA No. 331 of 2014, LPA No. 49 of 2020, LPA No.50 of 2020, LPA No. 74 of 2020, LPA No. 76 of 2020, LPA No. 77 of 2020, LPA No. 87 of 2020, LPA No. 88 of 2020, LPA No. 92 of 2020, LPA No. 103 of 2020, LPA No. 104 of 2020, LPA No.105 of 2020, LPA No. 114 of 2020, LPA No.115 of 2020, LPA No. 117 of 2020, LPA No.118 of 2020, LPA No. 125 of 2020, LPA No. 126 of 2020, LPA No.127 of 2020, LPA No. 128 of 2020, LPA No. 133 of 2020, LPA No. 183 of 2020, LPA No. 193 of 2020, LPA No. 266 of 2020, LPA No. 642 of 2022, W.P.(S) No. 459 of 2023, W.P.(S) No. 489 of 2023, W.P.(S) No. 493 of 2023, W.P.(S) No. 649 of 2023, W.P.(S) No. 651 of 2023, W.P.(S) No. 652 of 2023, W.P.(S) No. 653 of 2023, W.P.(S) No. 663 of 2023, W.P.(S) No. 691 of 2023, W.P.(S) No. 692 of 2023, W.P.(S) No. 693 of 2023, W.P.(S) No. 724 of 2023, W.P.(S) No. 731 of 2023, W.P.(S) No. 896 of 2023, W.P.(S) No. 1256 of 2023, W.P.(S) No. 1310 of 2023, W.P.(S) No. 1484 of 2023.

CORAM : HON'BLE MR. JUSTICE RONGON MUKHOPADHYAY
HON'BLE SRI. JUSTICE ANANDA SEN
HON'BLE MR. JUSTICE RAJESH SHANKAR

For the appellant(s)/ Petitioner(s) : Mr. Krishna Murari, Mr. M. K. Mehta; Prem Mardi; Mr. Amritansh Vats; Mr. Manoj Tandon; Ms. Neha Bhardwaj; Mr. Adamya Kerketta; Ms. Chandana Kumari, Mr. Sanjay Kr. Prasad, Mr. Deepak Kr. Sinha, Mr. Piyush Poddar, Mr. Shresth Gautam, Mr. Yogendra Yadav, Mr. Rajarshi Singh, Mr. Anmol Deepak, Mr. Mukesh Kumar Dubey, Ms. Sneha Kumari, Mr. Manoj Kr. Sinha, Mr. Rajiv N. Prasad, Mr. N.K. Pasari, Mr. Amritansh Vats, Mr. Rohit Ranjan Sinha, Mr. Akchansh Kishore, Mrs. Rakhi Sharma, Piyush Poddar, Manav Poddar, Mrs. Rashmi Kumar, Mr. Kunal Priyam, Mr. Sumeet Gadodia, Mrs. Shilpi Sandil, Gadodia, Mr. Vijay Kr. Roy, Mr. Gautam Kr. Pandey, Mr. H.K. Shikarwar,

For the State : Mr. Jagat Kr. Soni, Advocates
 A.C. to A.G., Mrs. Vandana Singh, Sr. S.C.-III & Ms. Apoorva Singh, AC to Sr. S.C.-III, Ms. Chaitali C. Sinha, AC to AAG-IA, Mr. Mithilesh Singh, GA-IV, Mr. Anoop Kumar Agrawal, AC to GAIV, Mr. Vishal Kumar Rai, AC to GA-IV, -2- Mr. Rohit, AC to AAG-I, Ms. Divya, AC to S.C.-III, Mr. Ashok Kumar Yadav, Sr. SC-I, Mr. Ashish Priyadarshi, A.C. to Sr. SC-I Mr. Aditya Kumar, A.C. to Sr. SC-I, Mr. Manish Kumar, Sr. SCII, Ms. Sunita Kumari, AC to Sr. SC-II, Ms. Divya, AC to SC-III, Mr. Rishi Raj Verma, AC to SC-III, Mr. Prabhat Kumar, S.C.-II, Ms. Surbhi Rani, AC to S.C.-II.

For the JPSC & JSSC : Mr. Sanjoy Piprawall, Mr. Prince Kumar, Mr. Rakesh Ranjan, Advocates

10/25.04.2024

I.A. No.2993 in LPA No. 64 of 2020

Heard learned counsel for the respective parties.

This interlocutory application has been preferred by the appellant for impleading the recommended candidates with lesser marks under the ST Category as respondents in the present appeal.

On consideration of the averments made in the instant application, the same is allowed and the recommended candidates as mentioned in paragraph 1 of the instant application, be directed to be impleaded as party respondent nos. 5, 6, 7 and 8.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3823 of 2023 in LPA No.76 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellants for impleading the persons mentioned at paragraph 7 of the instant application.

It has been submitted that since there is a large number of

selected candidates under both EBC-I and BC-II categories who have secured lesser marks than the appellants, therefore by way of representative capacity, the candidates mentioned at paragraph 7 be allowed to be impleaded as respondents in the instant appeal.

On consideration of the averments made in the instant application, the same is allowed and the selected candidates as mentioned in paragraph 7 of the instant application are directed to be impleaded as party respondent nos. 5, 6, 7, 8 and 9.

Office to do the needful,

I.A. No. 3823 of 2023 stands disposed of.

I.A. No. 2669 of 2023 in LPA No.77 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellants to implead the necessary parties as referred to in paragraph 4 of the instant application since despite the said candidates having scored lesser marks than the appellants in the reserved category, they have been appointed at the cost of the appellants.

On consideration of the averments made in the instant application, the same is allowed and the candidates whose names figure in paragraph 4 of the instant application, are directed to be impleaded as party respondent nos. 5 to 24 in the memo of appeal.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3994 of 2023 in LPA No. 87 of 2020

This application has been preferred by the appellant for impleading some candidates as party respondents since their impleadment is necessary for a just decision of the case.

It has been submitted that since there is a large number of selected candidates who have secured lesser marks than the appellant, therefore in representative capacity the selected candidates as mentioned in paragraph 4 of the instant application, be impleaded as party

respondents in the instant appeal,

On consideration of the averments made in the instant application, the same is allowed and the name of the candidates as mentioned in paragraph 4 of the instant application are directed to be impleaded as necessary parties being respondent no. 5 to 9 in the memo of appeal.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3883 of 2023 in LPA No. 88 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellant for impleadment of the necessary parties whose names figure at paragraph 4 of the instant application.

It has been submitted that there are a large number of selected candidates under ST category who have secured lesser marks than the appellants and therefore, in representative capacity the candidates whose names find place in paragraph 5 of the instant application, be impleaded as party respondents in the instant appeal.

On consideration of the averments made in the instant application, the same is allowed and the candidates mentioned at paragraph 5 of the instant application is directed to be impleaded as party respondent nos. 5 to 9.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3825 of 2023 in LPA No. 92 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellants for impleading the candidates whose name figures at paragraph 7 of the instant application as party respondent in the instant appeal.

It has been submitted that since there are a large number of selected candidates under both SC and BC-II categories who have secured

lesser marks than the appellants, therefore in their representative capacity the selected candidates whose names find place at paragraph 7 of the instant application be impleaded.

Having regard to the averments made in the instant application, the same is allowed and the candidates mentioned at paragraph 7 of the instant application are directed to be impleaded as party respondent nos. 5 to 9.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No.3884 of 2023 in LPA No. 104 of 2020

Heard the learned counsel for the respective parties.

This application has been preferred by the appellant for impleadment of the candidates who have secured lesser marks than the appellant in the S.T. category the names of which figure at paragraph 5 of the instant application.

Having been satisfied with the averments made in the instant application, the same is allowed and the candidates whose names figure at paragraph 5 of the instant application are permitted to be impleaded as party respondent nos. 5 to 9.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 5589 of 2023 in LPA No. 117 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellant for impleading the recommended candidates who have secured lesser marks under the S.T. category as mentioned in paragraph 1 of the instant application.

Having been satisfied and having considered the averments made in the instant application, the same is allowed and the candidates whose names figure at paragraph 1 of the instant application, are permitted to be impleaded as party respondent nos. 3 to 6.

Office to do the needful.

This interlocutory application stands allowed and disposed of.

I.A. No. 2911 of 2023 in LPA No. 118 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellants to implead certain candidates whose names figure at paragraph 4 of the instant application.

Having considered the averments made in the instant application, the same is allowed and the candidates whose names find place at paragraph 4 of the instant application are permitted to be impleaded as party respondent nos. 5 to 13.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3975 of 2023 in LPA No. 125 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellant for impleadment of certain selected candidates under the BC-II category who have secured lesser marks than the appellant in their representative capacity.

Having considered the averments made in the instant application, the same is allowed and the selected candidates under BC-II category whose names figure at paragraph 5 of the instant application are permitted to be impleaded as party respondent nos. 5 to 7.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3973 of 2023 in LPA No. 126 of 2020.

Heard learned counsel for the respective parties.

This interlocutory application has been preferred by the appellant for impleading some of the selected candidates under the BC-II category who have secured lesser marks than the appellant in their representative capacity.

Having considered the amendments made in the instant

application, the same is allowed and the candidates whose name finds place at paragraph 5 of the instant application are directed to be impleaded as party respondent nos. 5 to 7.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3993 of 2023 in LPA No. 127 of 2020

Heard learned counsel for the respective parties.

This interlocutory application has been preferred by the appellant for impleading certain selected candidates under the BC-II category in their representative capacity who have secured lesser marks than the appellant.

On consideration of the averments made in the instant application, the same is allowed and the candidates whose names figure at paragraph 5 of the instant application are directed to be impleaded as party respondent nos. 5, 6 and 7 in the memo of appeal.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3992 of 2023 in LPA No. 128 of 2020

Heard learned counsel for the respective parties.

This interlocutory application has been preferred by the appellant for impleading some of the selected candidates under the EBC-I category who have secured lesser marks than the appellant.

On consideration of the averments made in the instant application, the same is allowed and the candidates whose names figure at paragraph 5 of the instant application, are directed to be impleaded as party respondent nos. 5 to 8.

Office to do the needful.

This interlocutory application stands disposed of

I.A. No. 3971 of 2023 in LPA No. 183 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellants for impleading some of the selected candidates in the representative capacity under the EBC-I category who have secured lesser marks than the appellants.

Having considered the averments made in the instant application, the same is allowed and the candidates whose names figure at paragraph 5 of the instant application are permitted to be impleaded as party respondent nos. 6 to 8.

Office to do the needful.

This interlocutory application stands disposed of.

I.A. No. 3977 of 2023 in LPA No. 193 of 2020

Heard learned counsel for the respective parties.

This application has been preferred by the appellant for impleading certain selected candidates under the BC-1 category in their representative capacity who have secured lesser marks than the appellant and whose names figure at paragraph 5 of the instant application.

On consideration of the averments made in the instant application, the same is allowed and the candidates whose names find place at paragraph 5 of the instant application, are permitted to be impleaded as party respondent nos. 6 to 8.

Office to do the needful.

This interlocutory application stands disposed of.

LPA No. 64 of 2020

With

LPA No. 331 of 2014, LPA No. 49 of 2020, LPA No.50 of 2020, LPA No. 74 of 2020, LPA No. 76 of 2020, LPA No. 77 of 2020, LPA No. 87 of 2020, LPA No. 88 of 2020, LPA No. 92 of 2020, LPA No. 103 of 2020, LPA No. 104 of 2020, LPA No.105 of 2020, LPA No. 114 of 2020, LPA No.115 of 2020, LPA No. 117 of 2020, LPA No.118 of 2020, LPA No. 125 of 2020, LPA No. 126 of 2020, LPA No.127 of 2020, LPA No. 128 of 2020, LPA No. 133 of 2020, LPA No. 183 of 2020, LPA No. 193 of 2020, LPA No. 266 of 2020, LPA No. 642 of 2022, W.P.(S) No. 459 of 2023, W.P.(S) No. 489 of 2023, W.P.(S) No. 493 of 2023, W.P.(S) No. 649 of 2023, W.P.(S) No. 651 of 2023, W.P.(S) No. 652 of 2023, W.P.(S) No. 653 of 2023,

W.P.(S) No. 663 of 2023, W.P.(S) No. 691 of 2023, W.P.(S) No. 692 of 2023, W.P.(S) No. 693 of 2023, W.P.(S) No. 724 of 2023, W.P.(S) No. 731 of 2023, W.P.(S) No. 896 of 2023, W.P.(S) No. 1256 of 2023, W.P.(S) No. 1310 of 2023, W.P.(S) No. 1484 of 2023

Let these cases be listed on 27.06.2024.

(Rongon Mukhopadhyay, J.)

(Ananda Sen, J.)

(Rajesh Shankar, J.)

Shamim/