

IN THE HIGH COURT OF JHARKHAND AT RANCHI
W.P.(S) No. 1202 of 2021

Anita Kumari & Others Petitioners

Versus

The State of Jharkhand & Others Respondents

CORAM : HON'BLE MR. JUSTICE DR. S.N. PATHAK

For the Petitioner : Mr. Manoj Tandon, Advocate
For the Respondent- State : Mr. Nehru Mahto, AC to G.P.-IV
For Respondent Nos.3 to 7 : Mr. Anil Kumar Sinha, Sr. Advocate
& Mr. Lal Vikram Nath Shahdeo, Advocate

4 / 02.11.2021 Heard the parties.

Mr. Manoj Tandon, assailing the appointment of +2 School Teachers on the post of In-Charge Headmaster, assiduously argues that +2 School Teachers cannot be appointed as In-charge Headmaster in High Schools *dehors* the Rules, as they do not possess the requisite qualification and / or experience for the post.

In several matters, this Court had deprecated the stand of the respondent-State appointing In-charge Headmasters and other appointments on In-charge basis. It appears that no policy decision has yet been formulated to carry out appointment on regular basis.

Let the State come out with specific affidavit as to when regular appointments have to be made and whether the State has any policy decision for regular appointment in the schools, universities and several other departments of the State.

In the instant case also, appointment on In-charge basis is under challenge. Since the State has been directed to come out with policy decision regarding regular appointment, the respondents are prohibited from making any appointment of +2 school teachers on the post of In-charge Headmaster, till filing of additional counter affidavit by the State.

Put up this case on 29.11.2021.

Let copies of this order be communicated to the Chief Secretary of Jharkhand, as also to the Principal Secretary, School Education & Literacy Department, Jharkhand for the needful.

(Dr. S. N. Pathak, J.)