

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P.(S) No. 3398 of 2016

Rajesh Kumar **Petitioner.**
Versus
The State of Jharkhand and Ors. ... **Respondents.**

CORAM : HON'BLE MR. JUSTICE ANANDA SEN.

For the Petitioner : M/s Abhishek Krishna Gupta &
Mr. Amrita Kumari, Advocates.
For the respondent-JSSC: M/s Sohail Answar, Sr. Advocate.
Tejo Mistry, Advocate.
For the State : Mr. Atanu Banerjee, G.A.
.....

03/04.07.2016: The challenge has been thrown under Regulation 7.7 of the Jharkhand Revenue Service Cadre (Appointment, Promotion and Service Conditions) Rules, 2011 as framed under Article 309 of the Constitution of India.

The counsel for the State submits that since the challenge has been thrown to a provision of the said Rule, which is framed under Article 309 of the Constitution of India, as per Rule 34(2) (b) of the Jharkhand High Court Rules this case should be heard by the Hon'ble Division Bench of this Court.

Counsel for the petitioner submits that the Regulation 7.7 of the Jharkhand Revenue Service Cadre (Appointment, Promotion and Service Conditions) Rules, 2011 is arbitrary and is in violation of Articles 14 and 21 to the Constitution of India.

In view of the submissions made by the parties, I think that this matter should be heard by the Hon'ble Division Bench under Rule 34(2)(b) of the Jharkhand High Court Rules, as the counsel for the petitioner has challenged the vires of the same as it is in violation of Articles 14 and 21 of the Constitution of India.

List this case before appropriate Division Bench with the approval of Hon'ble the Chief Justice.

(ANANDA SEN , J)