

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P.(S) No. 3099 of 2022

Niten Pawar

..... Petitioner

Versus

Union of India & Others

..... Respondents

CORAM

HON'BLE MR. JUSTICE RAJESH SHANKAR

For the Petitioner:

Mr. Mahesh Tewari

For the UOI:

Mr. Abhijeet Kr. Singh, C.G.C

07/07.02.2024 Reference may be made to the order dated 23.06.2023 which reads as under:

‘It has been submitted by Mr. Mahesh Tewari, learned counsel for the petitioner, that the supplementary affidavit which encloses the records with respect to the divorce suit preferred by the father of the petitioner which indicates that the petitioner is the son of late Puran Ram Balmiki on whose death the claim for compassionate appointment has been made though the same has been rejected by the concerned authority on the ground that no entry is available in the records which would indicate that the petitioner is the son of late Puran Ram Balmiki.

Mr. Prashant Pallav, learned ASGI, appearing on behalf of the respondents, prays for and is allowed three weeks’ time to seek instruction and file a counter affidavit.

Let this matter be listed on 8th of August, 2023.”

The present writ petition was thereafter taken up on 08.09.2023 and on that date, two week’s further time by way of last indulgence was granted to the Union of India to file counter affidavit.

Mr. Abhijeet Kr. Singh, learned C.G.C appearing on behalf of the Union of India, submits that Kendriya Vidyalaya Sangathan is an autonomous body and as such he has not been able to seek instruction from it. Hence, fresh notice may be issued to the respondents including Kendriya Vidyalaya Sangathan.

This Court is surprised by such submission of learned C.G.C. It is not understood as to why the advance copy of the present writ petition was received by the office of Additional/Assistant Solicitor General of India, if the

counsel for the Union of India was not supposed to represent the respondents including the Kendriya Vidyalaya Sangathan.

Under the said circumstance, learned C.G.C is directed to seek instruction from the respondents and file counter affidavit positively within three weeks, failing which an appropriate order against them will be passed on the next date.

Put up this case on 11.03.2024 under the heading 'For Admission'.

Satish/-

(RAJESH SHANKAR, J)