

W.P.(C) No.22882 of 2019

W.P.(C) No.22882 of 2019

And

I.A. No.16165 of 2019

3 02.12.2019

Heard Mr. S.P. Mohanty, learned counsel for the petitioner and Mr. A.K. Mishra, learned Additional Government Advocate.

The petitioner has filed this writ petition for non-consideration of his case for appointment as Trained Graduate Teacher, Science (CBZ) under Un-Reserved category in Rayagada district, though he has complied with the defect pointed out in Annexure-2 within the time specified.

Mr. S.P. Mohanty, learned counsel for the petitioner contended that pursuant to advertisement issued in Annexure-1 dated 25.06.2018 to fill up the posts of Trained Graduate Teacher on contractual basis, the petitioner applied for the post of Trained Graduate Teacher, Science (CBZ) and he has also qualified OSSTET examination. After receipt of the application, it was pointed out in Annexure-2 that the petitioner had not enclosed Residence Certificate. Thereafter, vide notice dated 02.08.2019 issued in Annexure-2, it was informed to the candidates to cure the defect within 18.08.2019. Accordingly, the petitioner provided his Residence Certificate before the cut off date and the same has been reflected in Annexure-7, but without considering the same, appointment to the posts of Trained Graduate Teacher, Science (CBZ) has been given to opposite parties no.4 to 8 against Un-Reserved vacant posts, which is not permissible under law.

Issue notice.

Three extra copies of the brief be served on learned Additional Government Advocate within three days as he appears for opposite parties no.1 to 3.

Requisites for issuance of notice to opposite parties no.4 to 8 by Registered Post with A.D. shall be filed within three days. Office shall send notice to the said opposite parties fixing a short returnable date.

Any appointment made to the posts of Trained Graduate Teacher, Science (CBZ) under Un-Reserved category pursuant to advertisement dated 25.06.2018 in Annexure-1 shall abide by the result of the writ petition.

I.A. stands disposed of.

Urgent certified copy of this order be granted on proper application

.....
Dr.B.R.Sarangi, J.