

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No(s).8525/2004

(From the judgement and order dated 12/01/2004 in SA No. 1366/2003 of The  
HIGH COURT OF JUDICATURE AT ALLAHABAD)

U.P.SEC.EDU.SERVICES SELECTION BORAD

Petitioner(s)

VERSUS

CHANDRA KALA DEVI

Respondent(s)

(With prayer for interim relief and office report)

(For final disposal)

WITH SLP(C) NO. 89 of 2005

(With prayer for interim relief and office report)

(For final disposal)

Date: 09/02/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.K. MATHUR

HON'BLE MR. JUSTICE P.K. BALASUBRAMANYAN

For Petitioner(s)

Mr. T.N. Singh,Adv.

For Respondent(s) Mr. S.R.Singh, Sr. Adv.

Mr. V.K.Singh, Adv.

Mr. Shiam Narain Singh, Adv.

UPON hearing counsel the Court made the following

O R D E R

Leave granted.

Both the appeals are dismissed.

[SUMAN WADHWA]

[NEERU BALA VIJ]

COURT MASTER

COURT MASTER

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. OF 2007

(Arising out of SLP(C)No. 8525 of 2004)

U.P. SEC. EDU.SERVICES

SELECTION BOARD

.. APPELLANT

vs.

CHANDRA KALA DEVI

.. RESPONDENT

WITH

CIVIL APPEAL NO..... OF 2007

(Arising out of SLP(C)No. 89 of 2005)

O R D E R

Leave granted.

Since in both these appeals similar question of law is involved therefore both are disposed of by this common order.

Heard learned counsel for the parties. We have perused the order passed by the learned Division Bench of the Allahabad High Court. In the present case the respondent-incumbent is M.A. in Hindi and Sanskrit. The qualification for appointment for Hindi teacher for High School was B.A. in Hindi and Sanskrit subjects and B.Ed.. So far as the B.Ed. is concerned, there is no dispute. So far as

-2-

the two papers of Hindi and Sanskrit are concerned, she is M.A. in Hindi and Sanskrit. So, she possesses higher qualification than B.A. in Hindi and Sanskrit. Thus, the qualification of M.A. in the instant case is definitely superior and it would be totally misconceived to construe this qualification to mean that she is unqualified for the post though she possesses higher qualification. There is no merit in both these appeals, both the appeals are dismissed. No order as to costs.

.....J.

(A.K. MATHUR)

.....J.

(P.K.BALASUBRAMANYAN)

NEW DELHI;

FEBRUARY 9, 2007.