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Satish Kumar Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Jul-19-2013

Appellant : Satish Kumar

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. K.K.Kushwaha

Judgement :

W.P.No.11510 / 2013 (Satish Kumar & others ..Vs..State of MP & otheRs.19-07-2013 Shri K.K.Kushwaha, learned counsel for the petitioneRs.Shri Akash Chaudhary, learned panel lawyer for the State/respondents.

Heard on the question of admission.

The petitioners have filed this petition claiming absorption on the post of contract teacher Class-III alongwith consequential benefits on the strength of circulars issued by the State Government dated 23-12-1994 (Annexure P-2) and dated 12-4-1996 (Annexure P-3) wherein it is provided that such benefits be awarded to the persons who have been appointed on compassionate ground by giving them exemption from obtaining B.Ed.

and B.T.I.Degree.

The petitioners claim that similar benefit has been granted to one Shri Vikas Tripathi and Shri Jitendra Kumar Gart and, therefore, the similar benefits be

extended to the petitioners also.

From a perusal of the petition it is observed that the petitioners have directly approached this Court without approaching the competent authority for mitigation of their grievance.

In the circumstances, the petition filed by the petitioners is disposed of with a direction to the effect that in case the petitioners approach the competent authority by filing a representation alongwith a copy of the order passed today and a copy of the petition within 15 days of obtaining the same for mitigation of their grievance, the concerned authority shall consider and decide the same expeditiously in accordance with law.

It is made clear that this Court has not expressed any opinion on the entitlement of the petitioners and, therefore, the concerned authority, while deciding the representations filed by the petitioneRs.would be at liberty to take into consideration all facts and facets of the case and thereafter take a decision thereon by either accepting or rejecting the same.

With the aforesaid directions the petition filed by the petitioners stands disposed of.

C.C.as per rules.

(R.S.Jha) Judge mct

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