

Vinay Kumar Jhariya Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Oct-05-2012

Appellant : Vinay Kumar Jhariya

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. Rajesh Dubey

Judgement :

WRIT PETITION No.16282/201

05. 10.2012 Shri Rajesh Dubey, learned Counsel for the petitioners. Heard on the question of admission and interim relief.

Admit.

Issue notices to the respondents, on both counts, on payment of P.F. within seven days, failing which the petition shall stand dismissed without further reference to the Court.

It is submitted by the learned Counsel for the petitioners that in view of the provisions of Rule 13 of the M.P. Jan Shiksha Rules, 2003, as the petitioners are entitled to continue as a Jan Shikshak for a period of three years from the date of nomination which have not elapsed since the date of deputation of the petitioners. therefore, operation of the impugned order be stayed.

It is stated that in identical case arising out of the same issue, this Court has issued interim direction in W.P.No.14506/2011, W.P.No.16533/2011 and W.P.No.16807/2011 vide orders dated 29.08.2011, 29.09.2011 and 01.10.2011 respectively.

In view of the aforesaid statement made by the learned Counsel for the petitioners that the present petition is identical to the aforesaid petitions, keeping the concept of parity in mind, similar directions as issued by this Court in W.P.Nos.14506/2011, 16533/2011 and 16807/2011 are also issued in this case and it is directed that the operation of the impugned order dated WRIT PETITION No.16282/201

27. 08.2012 (Annexure P-5) as far as it relates to the petitioners shall remain stayed till the next date of hearing.

List along with W.P.Nos.14506/2011, 16533/2011 and 16807/2011 by showing them separately in the cause list.

Certified copy as per rules.

(K.K.Trivedi) Judge Skc

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