

Prem Kanwar Vs. State and ors

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Court : Rajasthan Jodhpur

Decided On : Oct-09-2014

Appellant : Prem Kanwar

Respondent : State and ors

Judgement :

S.B.CIVIL WRIT PETITION No.7052/2014.

Prem Kanwar versus State of Rajasthan & ORS.Order dated 09/10/2014 1/3 IN
THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR.

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ORDER

:: S.B.CIVIL WRIT PETITION No.7052/2014.

Prem Kanwar versus State of Rajasthan & ORS.Date of Order :::: 09th October,
2014.

PRESENT HON'BLE Dr.

JUSTICE VINEET KOTHARI Appearance: Dr.

Nupur Bhati, for the petitioner.

-- BY THE COURT: 1.

The petitioner applied for the post of Teacher Gr.-II (Hindi) in the selection process of Teacher Grade-II Competitive Examination, 2013 and she belongs to category of General Women (Physically handicapped) (Hearing Impaired). Learned counsel for the petitioner submits that the petitioner secured in the said examination 173.64 marks vide Annex.6 mark sheet S.B.CIVIL WRIT PETITION No.7052/2014.

Prem Kanwar versus State of Rajasthan & ORS. Order dated 09/10/2014 2/3 (Page 26 of the paper book) but in the remarks column of the said mark sheet, it has been written 'not selected' in the said selection process.

Learned counsel for the petitioner also drew the attention of the Court towards the Notification dated 19.09.2014 (Annex.5) issued by the Rajasthan Public Service Commissioner, Ajmer, in which in horizontal reservation for Physically handicapped persons, while the cut off marks for LD/CP (Locomotor Disability or Cerebral Palsy) is 333.96 and the cut off marks for BL/LV (Blindness or Low Vision) is 230.42, however, no cut off marks have been even announced by the respondent RPSC for the physically handicapped (Hearing Impaired). the category to which category the present petitioner belongs.

2.

Learned counsel for the petitioner has also pointed out that the petitioner has already filed a representation vide Annex.8 dated 23.09.2014 to the Secretary, RPSC, Ajmer, asking for the reasons as to why no cut-off marks have been announced for the physically handicapped (hearing impaired) persons and, therefore, what is the reason for not considering the case of the petitioner and non-selection of her in the said selection process, she is not in a position to know whether her candidature has rightly been rejected or not.

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Having heard the learned counsel for the petitioner, this Court is of the opinion that the present writ petition filed by the petitioner is premature and the respondents are expected in law to decide the pending representation filed by the petitioner vide Annex.8 on 23.09.2014, preferably after providing an opportunity of hearing to the petitioner, within a period of one month from today.

4.

With these observations and directions, the writ petition is disposed of accordingly.

No costs.

A copy of this order be sent to the concerned parties forthwith.

(Dr.

VINEET KOTHARI).J.

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