

Karnataka High Court

Smt K N Rudramma vs The Director on 2 December, 2010

Author: V.Jagannathan

EN ' _1'I~.£}':2 _HIC}H' CEQURT 09* KARNATAM1 arr BANC}AL{' _iiIf%P3 {Rated the 2nd day of December 2010 A :BEFORE:

H o N □m \$ MRJU § □QE:vggGm □w\$ nA\$} f°H □gifi' P£3'FI°I'E<;3N No. 979:3 /'"1;20<;i}\$§\$;;{;é\$«I'§;§g;;,éj;§}. _ _ B E3'T"W E133 N :

3131?. \$I{..N,¥€11€i1'amma, V = Wjvra 1ri.N.N::elappa, Aged a3.-'r._r::>i:.1: 36 _ Sec: Cooiie, R / ' a . M 3 . r i k u 1 ; 1 t 1 :: ' \ . / ' } ' } . ; E é :: g ' t ; , . 7 . = , , ¥ a _ g _ z L ' h . _ 1 r T ' ; 1 1 " ; 1 k , l : 3 E i J . ? £ } 3 , E i g f i 3 I ' f 5 ' E _ i v f i \$ ' E ' I 7 : i C 5 : ' ' . V "

L 'I""h£:"Di1*ectc;2", V ' _ Women <32; VChi3_(_'l iVe}f:aL:\$ Ehéparnnt, MS, Biiijj déuavgs, Viti.h'a1.12i %uciha, E%:')4::,\$%&1Eoré'. ... ' " .

. 5!,73tit1)'t:.1},«- ' £").j11:V£fi<'5i' 85 the Premident, . ' * . , * 312.g,s2::;'sa\$~a?;\$-;('§:--§, V253-rk::e:"*3 □alactisn Cfonxmittee, " V Wltmii:fl;; Weifarc Departlnexzt, "£i);1t:3;11.5':_gz:f:<; DiSiI"iCf, Davanagere. V :3. 'T'?;€ C=}.£iicE i\$)ev£;'1a;}pm£tnt Pro_jtac't G□trr, Jag.3}t1.3'Ta11k, Jagalm", A. ,§)a.v9;§1ag€1*&'f}is£rict.

'>§i--:_;§m, éjsha E}, E3 ,1' (I: ¥3.I)}3_n;;1pp:2-, fkged about 19 }"€3I'\$i, T Marikunte Village, Ja,gaiur'i"aluk, I3avana,g£r€:* Districtg 2&o }%?e:=spoI1cicimts (E533; Sri dagadettesh Mtxneugi, CoV<:I:t1;mc:31!: Advegate I752: -.

Sri E':\$:Vishwajith Eéix□fjjgg Advocate £231" £34. 3 . . , Petitionei' ..."# W11: P€:1;itj:oI1 filed pra3.*i11g to qtiash the list 81. AI'1I1('3XB1"€-L} dated 18.6.2608 with kt) ~ Marikm'tt.& Village, Jaga-lur Hcbli, Dava11ag;cr:~_.'::E)is't\$£"i(:t, '4 in respect of Anganawadi Worke:rs,;issu éd-V I33'-;v. 1:r.x_ s<:3it:ct'i1'1g R-4, et.<;.

This p<:t.itit)I'1 cotnirlg an f<\$'1*..V;f3rel§1I1ii'I:a.:§iT ii□aitmg in 'B' g'mL1p this day, the {,'.{ _'£'L~1..I"t r;1,21dé.:.'Afh:=:uib.1_1<)Wif:g": This p€tiTiQI'1 <)f.fi;£1eii)}}?"after hcitaring the ieanleci C()_L;_1st3£Vfi3:*«:_;tj"1\$:

2. Th{~□§7..Qf:3"i' {iDIi€fV"C{ %iH,S' ""11<:1 t;_--11t:'stior1 the S{'i}€iCYLiOI1 of R4 as a11ganaWéu;i_iM%'t*;voi4kci" a1'1c1;;~as such, the seiecticm iist. as » pit? .,*§iI1§3}€Xi1E'€~J is {(3 be quashed. , "L€ar;'i£:*.sfi ~ _ '(2){1I}S€iI for the p□itioner Shri

3.S;Baiaagai3§;a;d'Y'1aI* Sliblllits that the petitiozlczr was GHQ'. < cf the ap:}1\$Ca11ts for the pest: 9f a11ganawacii worker in §J£_ 's3.ITfi§{i1I;t:€ Villag□ Jagalur Hobbi. Davanagere District, _ 'éI:dfshe was ciiigibie fer s&leCti«:r)1 to the said post. But. E"£CT)W§iV€iI", despitt: flit: p€:'¥f.□j.OI'1€I' havirlg 3 highe1' ::;i.1a3i£i(:ati{;11 viz, she': ilaving passed Imiinrii Shikshak /3> . F Exami1'1at.ion, wilch is eqllivaient 1:o B.Ed., overlooked in p1'ef<'i':re11<:€: to RV-¥, and R4 S.S.L.(f3. and, tltherefore, the s<:::1eCtjg:)□of R94 is Cr§m1far\$,.: to the very gt_id<3ines issued by

R_1A:'€Q

4. On t;hr:2 oti1€.I' hancI, iéaitlad {}()V('3I'I1I1'1€}'ll A<:iv:3cate :for R4 to R-8 is that, the vSf3}€:(if;i{'...'□'''Dvf:'?j*€§.(3I} done in actcolrjiaic□ C\$ove:*1'111:e:1t; fro;;;1 tiIr1<:___ :19: □ circular* damci

5. 3Ti2.2D{"}:?' t.}i151 that the selection to the post of 2T1j1g:u.'1a;iv2§;dAi w?3:k@;' has to be based on the ___::1'aarks._§ si~;:c;:1_1I*c.ad itfi' €116: S.S.L.C. exa1:11iz1atiO11, but, A'~}. 'j;€:x7s:t:xzc:1', _1:';sfc§7<:j;i3'e:1_1<:<: visi□ have { :o be gran to higher q11é3.E.if:c;:;1i:i'<')1';§'3-..Eééférézxce Was; also made to the r:V]:a:"ific:é:1€;icji'1AV is\$ued by the Directar czf Womezl 85 (Timid aéé per Anr1exur<:~H:Z to submit that, after Erie merit: Est. 011 the basis of the marks ""::4§:Ci1re-ci in the f~3.S..L.C3. 6X8II1iI1atiO§3.§ in respect of the pers<:3:1s who pcmsess higher quaj:ific:ati<)>1A1, two beams fl}:~HRS Wi□have to hit? awaréd fbr having passed 13'. UC, 3a ,4?'

-1 and in case of at g;t'aduat:3, tilree beans I113I'kS will have to be added. 'i'h.€:r€fc)r<:;, the seléctiorz of R4 Ca11:;@,fj" i3':'.I'I1}f3{i as iiiegai even if bonus marks are awardt id ff)' . §:3€t;itio11f:r in respect of B.Ed. q1I8.1§□£iIi._€)I1 s§'1é""p{iS3e3s€:(i by vixtue of haViI."ig passed £11 ;'E'~i'i;t:1cii'»._ Exa.mi:'1a.t.io:1. V

5. .L€a1:'1r::<;i counsel ftjr Shettyf 3330 adopteci th□ Very' by the iearrled From \$3363; court along with the R-«<1 herein had s&:cur<=::d C}. examination and she was givétrx fer having passed P.U.{:i. _...and I3Tl'E§;1.S, ixhti t<)t:i§--.§)§:}"g;(:I3:ag€ was 'T4564. in respeczt of "iithe 'p€:iV't}.}v1'16::°g«f□aa marks Gbfajfl□ by her in the S.S.L.C. €xa111ir_:::§t,i9:'17j -wais 38%. Evtm if we take into ;':<>I1.si(iE:r§LiiQ§i' 3:116 Hindi Shikshak examiniora passtt□ i;E"ic':...'I}€□iTit}I}€:r which has been eqLza" {€d to B.Ed. as '-r;§;)11i§i be seen fmln the certi□ate issued by the " ".E§'a1'I1at;aka S□{3OI}€iaIj§:' Eidticaiion Exa1:1i1'1ati{>t1 Board 9a _/ff,