

Allahabad High Court

Vinay Kumar vs State Of U.P. And Others on 10 May, 2010

Court No. - 18

Case :- WRIT - A No. - 25992 of 2010

Petitioner :- Vinay Kumar

Respondent :- State Of U.P. And Others

Petitioner Counsel :- Chandan Sharma, Sundeep Shukla

Respondent Counsel :- C. S. C.

Hon'ble Arun Tandon, J.

Let Joint Director of Education, Gorakhpur, Gorakhpur Region, Gorakhpur appear before this Court along with his personal affidavit explaining as to how an appointment made on the recommendation of the selection committee, which did not comprise a nominee of the District Magistrate, could have been approved, specifically in view of the judgment of this Court in the case of Principal, Adarsh Inter College, Umari, Bijnor vs. State of U.P. and others; 2010 (1) ADJ 403. He shall also state as to when there was no record available qua the sanctioned post in Class-IV for the institution, how could appointment be approved for payment of salary from State Exchequer. This Court may further records that in the minutes of the meeting of the selection committee, brought on record as Annexure-3 to the writ petition, it has been mentioned that the vacancy was advertised in the Hindi newspapers 'Aaj' and 'Dainik Hindustan Ka Swaroop', while in the order impugned it has been stated that the vacancy has been advertised in newspapers 'Dainik Panch Bhuj' and 'Dainik Hindustan Ka Swaroop'.

The Joint Director of Education must state as to how he has come to a conclusion that the advertisement in a newspaper like 'Dainik Panch Bhuj' satisfies the requirement of the relevant government order. List on 21.05.2010.

Order Date :- 10.5.2010 Pkb/