



HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 1059 of 2023

Sukhmati Nag, **Versus** State Of Chhattisgarh and others

09.05.2023	<p>Mr. Anish Tiwari, counsel for the petitioner.</p> <p>Mr. Sandeep Dubey, Dy. AG for the State/respondents.</p> <p>Mr. Manas Vajpai, counsel for the intervener.</p> <p>Heard on IA No. 09/2023 – application for vacating stay/appropriate direction.</p> <p>Learned counsel for the State submits that this Court vide order dated 06.02.2023 has stayed the recruitment proceedings pursuant to the advertisement dated 05.01.2022. He further submits that the petitioners are claiming their rights on the post of Staff Nurse whereas, in view of the interim order passed by this Court, the entire selection process has been stayed and the State Government is in dire need of employee for proper functioning of the Medical College. He further goes on to submit that the Hon'ble Supreme Court in Special Leave to Appeal (C) No (s). 18816-18817/2022 (Yogesh Kumar Thakur v. Guru Ghashdas Sahitya Avam Sanskriti Academy and others) permitted the State Government to go ahead with the recruitment process and to make appointments and promotions subject to the order passed by the Hon'ble Supreme Court. He further submits that for the time being, the interim order may be vacated and in order to protect the interest of the petitioners, two posts of Staff Nurse may be kept vacant and remaining appointments may be permitted to be carried out.</p> <p>This preposition is not opposed by Mr. Anish Tiwari. He submits that interest of the petitioner shall be protected by keeping two posts of Staff Nurse vacant.</p> <p>In view of submission made at the bar, the interim order dated</p>
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06.02.2023 is modified to the extent that the State may proceed with the process of appointment in view of the advertisement dated 05.01.2022 however, two posts of Staff Nurse shall not be filled and kept vacant.

Reply has been filed.

List it in the month of August, 2023.

Sd/-
(Sachin Singh Rajput)
JUDGE

PAWAN

