

**HIGH COURT OF CHHATTISGARH, BILASPUR****WPC No. 3920 of 2023**

Teekeshwar Ram S/o- Ayodhya Ram Aged About 23 Years R/o- House No. 32, Ward No. 13, Village Bisanpura, Post- Dashrangpur, Tahsil- Kawardha, District : Kawardha (Kabirdham), Chhattisgarh

---- **Petitioner**

**Versus**

1. State Of Chhattisgarh Through- Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Atal Nagar, Naya Raipur, District : Raipur, Chhattisgarh
2. Director Department Of School Education, Indrawati Bhawan, Naya Raipur, District : Raipur, Chhattisgarh
3. Director State Council Of School Education, Research And Training, Raipur, District : Raipur, Chhattisgarh
4. Director Professional Examination Board, Vyapam Bhawan, North Block, Sector- 19, Atal Nagar, Raipur, District : Raipur, Chhattisgarh
5. Exam Controller Professional Examination Board, Vyapam Bhawan, North Block, Sector- 19, Atal Nagar, Raipur, District : Raipur, Chhattisgarh

---- **Respondents**

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For Petitioner : Ms. Rajani Soren, Advocate

For Respondents No.4 & 5 : Mr. Yogendra Pandey, Advocate

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**Hon'ble Shri Justice Parth Prateem Sahu**

**Order On Board**

**31/08/2023**

1. Learned counsel for petitioner submits that petitioner appeared in Teacher Eligibility Test (TET) conducted by respondent No.1/VYAPAM in the year 2022. At the time of submission of his application form online, petitioner inadvertently put mark in "Other



Backward Class Category (Creamy Layer)” instead of “Other Backward Class Category (Non Creamy Layer)”. Petitioner belongs to OBC Category (Non Creamy Layer). On declaration of result, petitioner came to know that he was not considered as OBC Category (Non Creamy Layer) candidate. Upon enquiry, it revealed that he was treated as “OBC Category (Creamy Layer)” candidate.

2. Learned counsel for respondents submits that petitioner submitted on-line application, as stated by counsel for petitioner, he himself opted “Other Backward Class Category (Creamy Layer)”, hence, his candidature was considered according to details given by him in application. As per requirement, candidates are required to submit recent social status certificate issued by competent authority with application form for considering 'whether candidate comes within non- creamy layer or not'. He also contended that if petitioner submits his latest social status certificate before the authority along with representation, the same will be considered and decided expeditiously.
3. At this stage, counsel for petitioner submits that in view of submission of counsel for respondents, petitioner may be permitted to file fresh representation along with recent social status certificate, for which some time may be granted to petitioner.





4. Heard counsel for parties and perused record of writ petition.
5. Considering facts and circumstances of case, nature of grievance, submissions of counsel for parties, I find it appropriate to dispose of this writ petition at the motion stage itself without going into merits of claim of petitioner, directing respondent to decide the representation of petitioner.
6. In view of above, petitioner is directed to file fresh representation before the respondent-authority along with his social status certificate issued by the Competent Authority within a period of six weeks from today. On making such representation, respondent-authority shall consider and decide the same strictly in accordance with law within a further period of eight weeks from the date of receipt of copy of representation.
7. With the above observations and directions, writ petition stands disposed of.

**Sd/-**

**(Parth Prateem Sahu)**  
Judge