

ITEM NO.50

COURT NO.1

SECTION IV-A

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Petition for Special Leave to Appeal (C) No. 11307/2017

(Arising out of impugned final judgment and order dated 22-11-2016  
in WP No. 342/2016 passed by the High Court Of M.P. At Indore)

RAFIQUE YAAR KHAN

Petitioner(s)

VERSUS

STATE OF MADHYA PRADESH DEPARTMENT OF  
EDUCATION THROUGH PRINCIPAL SECRETARY & ORS.

Respondent(s)

Date : 13-11-2017 This matter was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

For Petitioner(s)

Mr. Ehtesham Hashmi, Adv.  
Ms. D. Tiwari, Adv.  
Mr. Syed Mehdi Imam, AOR

For Respondent(s)

Mr. Ankit Kumar Lal, Adv.  
Ms. Vanshuja Shukla, Adv.  
Mr. Mishra Saurabh, AOR

UPON hearing the counsel the Court made the following  
O R D E R

Heard Mr. Ehtesham Hashmi, learned counsel  
appearing for the petitioner, and Mr. Saurabh Mishra,  
learned counsel for the State of Madhya Pradesh.

We have been apprised that the State Government  
has framed a policy/guidelines dated 20.5.2010 with  
regard to the ratio of Urdu Teachers in schools. The  
submission of learned counsel for the petitioner is

that it is not adequate and, in fact, there is no proper imparting of education. On a perusal of the order passed by the High Court, it is quite vivid that such a challenge was not raised before the High Court nor was it prayed for in the relief clause of the writ petition. In view of the aforesaid, we are only inclined to permit the petitioner to challenge the same before the High Court by way of review, so that the controversy can be thrashed out.

With the aforesaid observations and liberty, the special leave petition is disposed of with no order as to costs.

(Deepak Guglani)  
Court Master

(H.S. Parasher)  
Assistant Registrar