1 IN THE HIGH COURT OF MADHYA PRADESH AT JABALPUR WP No. 7452 of 2024

(ANTRA SISODIYA AND OTHERS Vs THE HON HIGH COURT OF MADHYA PRADESH PRINCIPAL SEAT AT JABALPUR AND OTHERS)

Dated : <u>21-03-2024</u>

Shri Siddharth R.Gupta - Advocate with Shri Ashish Mishra and Shri Aryan Urmaliya - Advocates for petitioners. Shri Ashish Shroti - Advocate for respondents No.1 and 2. Shri Suyash Thakur - Government Advocate for respondent No.3.

Heard learned counsels.

The primary case of the petitioners is that no category has been created for the physically handicapped and they have been considered along with the General/Unreserved category for Civil Judge, Junior Division (Entry Level) Exam - 2022.

Learned counsel for the respondents submits that there is no category so far as giving reservation at the preliminary stage but however, so far as each category is concerned, they are required to be differently categorised to enable 1:10 candidates to appear for the main examination. It is further submitted by the learned counsel for the respondents that there is no separate list so far as the physically handicapped candidates are concerned. They are clubbed along with the other candidates.

This prima facie we find is absent in the instant case. When seats have been earmarked for the physically handicapped then in that event the candidates in the ratio of 1:10 in the physically handicapped category are entitled to appear for the main examination. Hence, we are of the view that the matter requires to be considered. Since the examinations are scheduled to be held on 30.03.2024

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and 31.03.2024, we deem it just and necessary to grant an interim order.

The respondents are directed to permit the petitioners to appear in the main examination of Civil Judge Junior Division (Entry Level) Exam - 2022, provided they have secured the minimum benchmark for the respective category. The results shall be subject to further orders of this Court.

The respondents are at liberty to file their detailed reply by the next date.

Since we have permitted the petitioners herein to appear for the examination provided they have cleared the benchmark for the respective category, we are of the considered view that all similarly placed candidates should also be extended the said benefit even though they are not before us. It is only just and appropriate that all such physically handicapped candidates, who have secured the benchmark, shall be entitled to appear for the main examination.

The Registry to ensure that this order is communicated to all such physically handicapped candidates through e-mail individually, by a publication in the newspapers and a note on the website of the High Court forthwith.

(RAVI MALIMATH) CHIEF JUSTICE

(VISHAL MISHRA) JUDGE

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HIGH COURT OF MADHYA PRADESH: JABALPUR CORRIGENDUM

No. 53 /Exam/C.J./2022

Jabalpur, dated. 21.03.2024

Pursuant to compliance of the order dated 21.03.2024 of the Hon'ble Supreme Court of India passed in Suo Moto Writ Petition No.02/2024 (In Re : Recruitment of Visually Impaired in Judicial Services) all such visually impaired candidates, who have secured minimum qualifying marks in online preliminary examination in their respective categories are provisionally permitted to appear in the Main Examination of Civil Judge, Junior Division (Entry Level) Exam-2022 without insisting on physically filling a form for the Main Examination, subject to the outcome of Suo Moto Writ Petition No.02/2024. All such candidates are required to send an e-mail at *regexamhcjbp@mp.gov.in* with their application number, marks secured and certificate of benchmark disability by 10.00 pm on 23 March 2024.

Furthermore, pursuant to compliance of the order dated 21.03.2024 of the Hon'ble High Court of Madhya Pradesh passed in W.P. No. 7452/2024 (Antra Sisodiya and Others Vs. The Honourable High Court of Madhya Pradesh Principal Seat at Jabalpur and Others) all such physically handicapped candidates, who have secured minimum qualifying marks in their respective categories in online preliminary examination are provisionally permitted to appear in the Main Examination of Civil Judge, Junior Division (Entry Level) Exam-2022, subject to the outcome of W.P. No. 7452/2024.

E. 163124 (MANOJ KUMAR SHRIVASTAVA) REGISTRAR GENERAL