

IN THE HIGH COURT OF MADHYA PRADESH
AT JABALPUR

WP No. 1963 of 2026

(DR. SAVITA RATHORE AND OTHERS Vs THE STATE OF MADHYA PRADESH AND OTHERS)

Dated : 16-01-2026

Shri Harry Bamoriya - Advocate for the petitioner.

*Shri Nilesh Yadav - Additional Advocate General for the
respondent/State.*

Issue notice.

Notice is accepted by learned counsel appearing for the respondent
No. 1 and 2 and 4 to 9.

Notice shall issue to respondent No.3, returnable in week commencing
23.02.2026.

With regard to the grant of interim prayer, we note that the respondents had prescribed higher standard for a selection than the minimum qualification prescribed for teachers in medical institution by the Medical council of India. Furthermore, the notification prescribing higher standard was issued on 30th June, 2025 and the subject advertisement was issued on 10.10.2025 and petitioner has chosen to approach this Court only on 15.01.2025 when the selection process has already commenced. Accordingly, we are not inclined to grant any interim relief to the petitioners who did not possess the requisite qualification. *Prima facie* we note that the respondents have not chosen to reduce the qualification however have prescribed the higher qualification than the prescribed qualification. Furthermore, the Guideline issued by the Medical Council of India reads as '

Minimum Qualification for teachers in Medical Institution Regulation, 1988' which prima facie shows that it is open to the authorities to prescribe higher qualification than the minimum prescribed qualification. Accordingly, we are not inclined to grant any interim protection to the petitioners or any liberty to the petitioners to participate in the selection process for the reason that they would then gain advantage over who may have similar qualification but have chosen not to participate in the subject advertisement.

(SANJEEV SACHDEVA)
CHIEF JUSTICE

(VINAY SARAF)
JUDGE

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