

IN THE HIGH COURT OF MADHYA PRADESH
AT INDORE

WP No. 3874 of 2026

(VAIBHAV DEVLASE AND OTHERS Vs THE STATE OF MADHYA PRADESH AND OTHERS)

Dated : 30-01-2026

Shri Vivek Dalal - Advocate for the petitioners.

Ms.Dristi Rawal -GA for the respondents/State.

Heard on the question of admission as well as interim relief.

Issue notice to the respondents on payment of process fee within 7 working days by speed post, returnable within four weeks, failing which the petition shall be dismissed without reference to the Court.

The counsel for the petitioners has submitted that, as per the advertisement dated 16.10.2025 (Annexure P/1), the examination for the post of Assistant Engineer for the Indore Municipal Corporation (listed at serial no. 38) is being conducted by the M.P. Employees Selection Board. The petitioners contend that because these are Class-II posts, the Madhya Pradesh Employees Selection Board lacks the jurisdiction to conduct the recruitment under the Madhya Pradesh Municipal Corporation (Appointment and Service Conditions for Officers and Servant) Rules, 2000. Specifically, the counsel pointed to the amendment dated 11.05.2022 (Annexure P/4), which substituted Rule 8-B to mandate that direct recruitment for identified Class-II posts must be processed through the M.P. Public Service Commission, while the Selection Board's authority is limited to Class-III and Class-IV posts. Consequently, the petitioners argue that the inclusion of the Assistant Engineer post in the M.P. Employees Selection Board schedule violates the

statutory procedure spelled out in the Rules of 2000, which designates the PSC as the sole examining body for such selections.

Counsel for the petitioners further highlighted Annexure P/8, a notification issued by the Madhya Pradesh Government on 16.02.2015, which notified an amendment to Rule 7 of the Madhya Pradesh Junior Service (Joint Qualifying) Rules, 2013. It is contended that under this amended Rule 7, the post of Assistant Engineer is not included in the category of posts over which the M.P. Employees Selection Board exercises jurisdiction. Consequently, the petitioners argue that there was no legal justification for the Board to issue the advertisement (Annexure P/1) for the said post.

In view of the above, as an interim measure, it is directed that the conduct of examination for the post of Assistant Engineer in the Municipal Corporation, Indore shall remain stayed till the next date of hearing.

Let the reply be filed by the respondents within four weeks. List after four weeks.

C.c today.

(JAI KUMAR PILLAI)
JUDGE

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