



Appointment in Higher Judiciary/ Writ Petition - On and from 1.1.2011, only 10% seats in Higher Judiciary to be filled up by limited departmental competitive (LDC) examination - Any appointment beyond 10% considered appointment excess in quota. [2023 SCeJ 0153]

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Constitution of India, Art.226 - Madhya Pradesh Higher Judicial Services (Recruitment and Conditions of Services) Rules (1994), R.5(1)(b) - writ petition - Seeking cancellation of appointments made in Higher Judiciary, in excess of 10% quota, reserved for departmental competitive examination (LDC) - On and from 1.1.2011, only 10% seats are to be filled up by limited departmental competitive examination - Any appointment beyond 10% seats filled up by limited departmental competitive examination therefore shall have to be considered appointment excess in quota - The High Court of Madhya Pradesh is hereby directed to act as per the directions issued by this Court in the case of All India judges' Association (supra), more particularly directions contained in paragraphs 8 & 9 of the said decision and is directed to see that 10% seats are filled up by limited departmental competitive examination on and from 1.1.2011 and if it is found that in any recruitment subsequent to 1.1.2011, the 10% quota is breached, all such posts shall be adjusted in the future recruitments. All India Judges' Association, [(2010) 15 SCC 170], (2010) 15 SCC 170 Foll. [Paras 7, 8, 9, 10]

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