



CGHC010328382026



2026:CGHC:37760

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 6305 of 2026

1 - Dev Prasad Rathore S/o- Late Dev Dhari Rathore Aged About 73 Years Retired Sthal Sahayak Posted At Office Of S.D.O. Jal Sanshadhan Sub Division Raigarh Water Resources Department District Raigarh (C.G.) R/o- Purani Basti Kabir Gali Kharsiya District Raigarh (C.G.)

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2 - Himmat Lal Vaghela S/o- Late Hari Niwas Aged About 69 Years Retired Sthal Sahayak Posted At Office Of S.D.O. Jal Sanshadhan Sub Division Raigarh Water Resources Department District Raigarh (C.G.), R/o- Ward No. 27 Aadarsh Nagar Chandra Nagar Near Pani Tanki Chooteatarmuda District Raigarh(C.G.)

3 - Jayant Kumar Sharma S/o- Late Panna Lal Sharma Aged About 62 Years Retired Sthal Sahayak Posted At Office Of S.D.O. Kelo Suvekshan Project Sub Division No. 02 Raigarh Water Resources Department District Raigarh (C.G.), R/o- Kailsah Nagar Ward No. 17 Champa District Janjgir-Champa (C.G.)

4 - Ghanaram Rajwade S/o- Dhansay Rajwade Aged About 70 Years

Retired Sthal Sahayak Posted At Office Of S.D.O. Jal Sanshadhan
Survekshan And Barrage Construction Sub Division No. 05 Kharsiya
Water Resources Department District Raigarh (C.G.), R/o- Village
Katbitla H.N. 103/1 Post Office Sarangbundiya District Korba (C.G.)

... Petitioner(s)

versus

1 - State Of Chhattisgarh Through Secretary, Department Of Water
Resources Mahanadi Bhawan, Mantralaya, New Raipur District -
Raipur (C.G.)

2 - State Of Chhattisgarh Through Secretary, Department Of
Finance Mahanadi Bhawan, Mantralaya, New Raipur District -
Raipur (C.G.)

3 - State Of Chhattisgarh Through Secretary, General Administration
Department Mahanadi Bhawan, Mantralaya, New Raipur District -
Raipur (C.G.)

4 - Engineer In Chief Water Resources, Department, Neer Bhawan
New Raipur, District - Raipur (C.G.)

5 - Chief Engineer Department Of Water Resources Hasdeo Kachhar
Bilaspur District - Bilaspur (C.G.)

6 - Executive Engineer Jal Sanshadhan Division Raigarh Water
Resources Department District Raigarh (C.G.)

7 - Executive Engineer Survekshan Division Kelo Project, Raigarh
Water Resources Department District Raigarh (C.G.)

8 - Executive Engineer Jal Sanshadhan Survekshan And Barrage
Construction Sub Division No. 01 Kharsiya Water Resources
Department District Raigarh (C.G.)

9 - Joint Director Pension And Account Treasury Department
Bilaspur Division, District Bilaspur (C.G.)

... Respondent(s)

(Cause title taken from CIS)

For Petitioner(s) : Shri F.S. Khare, Advocate

For Respondent(s) : Shri Shahil Singh, Panel Lawyer

Hon'ble Shri Bibhu Datta Guru, Judge

Order on Board

24.08.2026

1. By the present writ petition, the petitioners have prayed for
following relief:-

*"10.1 That this Hon'ble court may kindly be pleased
to allow the writ petition and be pleased to direct the
respondents to remove the anomaly accord in the
service of petitioners.*

*10.2 That, the Hon'ble Court may kindly be pleased to
direct the respondents to grant pay scale published in
the Gazette dated 14.10.1982 and also direct to pay*

the arrears to the petitioners from their initial date of appointment.

10.3 That, if the Hon'ble Court may deem fit and proper be pleased to dispose of this writ petition granting same relief of making fresh representation to the competent authority, which is granted in W.P.S. No. 4989/2026 disposed of on 02.07.2026 (P/2).

10.4 That, this Hon'ble court may kindly be call for the records for its kind perusal which relates to petitioner's matter.

10.5 Any other relief, which this Hon'ble Court may deem fit and proper, may also be passed in favour of the petitioners."

2. Learned counsel appearing for the petitioners submitted that in similarly situated facts and the question of law, a batch of the writ petition, the leading case of which was Writ Petition (S) No. 2904 of 2005 [**Dwarikadas Vaishnav & another Vs. State of Madhya Pradesh (now Chhattisgarh) and others**] has been considered and decided by the Coordinate Bench of this Court vide order dated 05.12.2012, in which, the petitioners, in those cases, have been granted liberty to file a fresh representation before competent authority, therefore, this petition may also be disposed of in light of that order directing the respondents- Competent Authority to consider

the case of the petitioners for revision of his pay scale in accordance with the Notification dated 14.10.1992 (which was modified subsequently as 14.10.1982) issued by State of Madhya Pradesh, as the petitioners were earlier working as daily wage employee and subsequently, their services were regularized.

3. Learned counsel appearing for the State/respondents would submit that earlier the respondent/State had already considered the issue of the petitioners in the light of the judgment passed by State Administrative Tribunal, Gwalior Bench in **Laxmi Narayan Upadhyay v. State of M.P.**, however, he submits that if the petitioners file a fresh representation, the State will consider their case in light of the notification as mentioned herein above
4. In view of the above submissions made by the parties, this petition is disposed of. If the petitioners file a fresh representation before the competent authority, the same shall be considered and decided by the competent authority in light of the aforesaid notification expeditiously preferably within a period of six months from the date of receipt/production of a certified copy of this order.

5. With the aforesaid observation, the writ petition is disposed of.

Sd/-

(Bibhu Datta Guru)

JUDGE

Shoaib