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Single Bench

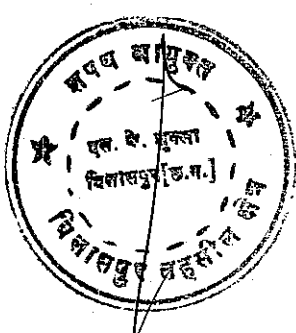
IN THE HON'BLE HIGH COURT OF CHHATTISGARHAT BILASPUR (C.G.)W.P. (S) NO. 4414 OF 2013PETITIONER

: Laxmikant Vaishnav, aged about
28 years, S/o Ravindra Das
Vaishnav, R/o 27-Kholi,
Vikasnagar, Bilaspur, Civil &
Revenue District Bilaspur (C.G.)

R. No. 11114/13
Presented by Shri. B. L. Dewidar
dated 20/12/13

VERSUSRESPONDENTS

- :1. State of Chhattisgarh through
Secretary, Panchayat & Rural
Development Department,
Mantralaya, New Raipur (C.G.)
2. Collector Korba Distt. Korba
(C.G.)
3. Block Education officer, Janpad
Panchayat Podi Uproda, Distt.
Korba (C.G.)
4. Chief Executive Officer, Janpand
Panchayat Podi Uproda, Distt.
Korba (C.G.)



WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA

1. PARTICULARS OF THE PETITIONER

As mentioned in the cause title.

Bhambha

**HIGH COURT OF CHHATTISGARH : BILASPUR****W.P. (S) No.4414 of 2013****PETITIONER**Laxmikant Vaishnav
Versus**RESPONDENTS**

State of Chhattisgarh & others

Single Bench : Hon'ble Shri Justice Prashant Kumar Mishra

Present :- Shri B.L. Dembra, counsel for the petitioner.
Shri Y.S. Thakur, Deputy Advocate General for the State.

ORAL ORDER(Passed on this 1st day of January, 2014)

Heard learned counsel for the parties.

1. Learned counsel for the petitioner would submit that by order dated 03.10.2013 (Annexure P-4), the petitioner has been appointed as Assistant Teacher (Panchayat) by C.E.O., Janpad Panchayat, Podi Uroda, District Korba, however, he was not allowed to join on account of promulgation of code of conduct for the recently held assembly elections. He would submit that after the code of conduct ceased to operate the petitioner again submitted joining in the second week of December, however, yet again the concerned B.E.O. avoided to allow the petitioner to join on the said post without assigning any reason.
2. Learned State counsel would submit that from the papers annexed with the writ petition, it does not appear that after the cessation of code of conduct, the petitioner has submitted joining before the B.E.O., however, if he submits joining and the order of appointment is still intact, there is no reason as to why he will be refused joining.
3. Considering the entire facts situation of the case, the writ petition is disposed of with a direction that in the event, the petitioner submits joining before the concerned B.E.O. within a period of 10 days from today, the said authority shall allow him to join on the post of Assistant Teacher (Panchayat). However, if for any valid reason the petitioner cannot be allowed to join, the B.E.O. shall pass express and reasoned order in this regard.

Sd/-

Prashant Kumar Mishra
Judge

Ahu.