NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 1390 of 2015

- Kishan Kumar Sonwani S/o Shyam Lal Sonwani Aged About 24 Years Posted As Assistant Grade III At Government High School Chichirda, Block Takhatpur, District Bilaspur R/o Village & Po Sivani Tahsil & Ps Marwahi, District Bilaspur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary Department Of School Education Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission Office Of Rajya Pariyojna IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur District Raipur Chhattisgarh

3. The Director Directorate Of Public Instructions Raipur, District Raipur Chhattisgarh

4. The District Education Officer Bilaspur District Bilaspur Chhattisgarh

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy Shastri Bhawan New Delhi 110001

---- Respondent

And

WPS No. 1391 Of 2015

- Sharad Kumar S/o Rameshwar Aged About 25 Years Posted As Assistant Grade III At Govt. High School Urtum, Block Belha, District Bilaspur, R/o Village Akhrar Tahsil & PS Lormi, District Mungeli Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education Mantralaya, Mahanadi Bhawan, Naya Raipur District Raipur

Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission Office Of Rajya Pariyojna IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur District Raipur Chhattisgarh

3. The Director Directorate Of Public Instructions Raipur, District Raipur Chhattisgarh

4. The District Education Officer Bilaspur District Bilaspur Chhattisgarh

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy Shastri Bhawan New Delhi 110001

---- Respondent

And

WPS No. 1529 Of 2015

- Ramnath Nirmalkar S/o Phiranta Nirmalkar Aged About 27 Years Posted As Assistant Grade III At Government High School Jareli, Block Pathariya, District Mungeli, R/o Village Pendri, Po Jareli, Tahsil & PS Pathariya, District Mungeli, (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur, (Chhattisgarh)

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur, (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur, (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli, (Chhattisgarh)

5. Union Of India Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1528 Of 2015

- Ku. Divya Dewangan D/o Laxmi Dewangan Aged About 24 Years Posted As Assistant Grade- III At Government High School Roharakhurd, Block Mungeli, District Mungeli R/o Padav Chowk Mungeli, Tahsil & Ps Mungeli, District Mungeli (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur (Chhattisgarh)

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1582 Of 2015

- Sandeep Kumar Patanwar S/o Kirtan Lal Patanwar Aged About 33 Years Posted As Assistant Grade- III At Government High School Mohbandha, Block Lormi, District Mungeli; R/o Gram & Post Lormi, Tahsil & Ps Lormi, District Mungeli (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur (Chhattisgarh)

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1585 Of 2015

- Ku. Pooja Dewangan D/o Shri Gautam Prasad Dewangan Aged About 22 Years Posted As Assistant Grade III At Government High School Baki, Block Mungeli, District Mungeli, R/o Kali, Mai Ward Kharropara Mungeli, Tahsil & P.S. Mungeli District Mungeli Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1586 Of 2015

- Dashrath Prasad Sahu S/o Shri Lalit Kumar Sahu Aged About 32 Years Posted As Assistant Grade III At Government High School Padampur, Block Mungeli, District Mungeli, R/o Gram Post & PS Jarhagaon, Tahsil Mungeli, District Mungeli, (CG)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1575 Of 2015

- Sunil Miri S/o Raj Kumar Miri Aged About 28 Years Posted As Assistant Grade III At Government High School Goendra, Block Pathariya, District Mungeli R/o Gram Bharari Post Takhatpur, P.S. Jarhagaon, District Mungeli Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1583 Of 2015

- Padma Dhruv D/o Shri Bharat Lal Dhruv Aged About 23 Years Posted As Assistant Grade III At Government High School Madak , Block Pathariya District Mungeli, R/o Gram Sawantpur Post Sargaon, Tahsil Pathariya District Mungeli Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1584 Of 2015

- Ashok Sahu S/o Shri Mehturam Sahu Aged About 29 Years Posted As Assistant Grade III At Government High School Kirna, Block Pathariya District Mungeli, R/o Gram Piparlod, Post Bavli, P.S. & Tahsil Pathariya, District Mungeli Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Naya Raipur, District Raipur Chhattisgarh

2. The Managing Director, Rajya Madhyamik Shiksha Mission, Office Of Rajya Pariyojna, IInd Floor, Shiksha Ekikrit Bhawan, Pension Bada, Raipur, District Raipur (Chhattisgarh)

3. The Director, Directorate Of Public Instructions Raipur, District Raipur (Chhattisgarh)

4. The District Education Officer, Mungeli, District Mungeli (Chhattisgarh)

5. Union Of India, Through The Secretary, Ministry Of Human Resources Department, School Education & Literacy, Shastri Bhawan, New Delhi-110001

---- Respondent

And

WPS No. 1787 Of 2015

- Preeti Jangde D/o Shri K P Jangde Aged About 28 Years R/o. Village & Post : Siltara, P.S. : Dharsiwa, Dist. : Raipur (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur (Chhattisgarh)

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1779 Of 2015

- Vipin Chaube S/o Shri P.S. Chaube Aged About 27 Years R/o Ward No. 3, Irrigation Colony, Amapara, Balod, Post And P.S. Balod, District Balod Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1783 Of 2015

- Phooleshwari Sahu D/o Shri Nandkumar Sahu Aged About 23 Years R/o Village Parsatthi Post Karelibadi, P.S. Magarlod, District Dhamtari Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur, Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1780 Of 2015

- Kusum Kanti Bara D/o Shri Stephen Bara Aged About 35 Years R/o 132/5-A, Maitri Nagar, Risali Bhilai Nagar, P.S. Newai, District Durg Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur, Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1782 Of 2015

- Durga Sahu D/o Shri R.L. Sahu Aged About 34 Years R/o Hospital Ward, Kurud, Tahsil & P.S. Kurud, Distt. Dhamtari, (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur, (Chhattisgarh)

2. Collector, Dhamtari, Dhamtari, (Chhattisgarh)

3. District Education Officer- Cum-District Project Officer, Rashtriya Madhyamik Shiksha Mission, Distt. Dhamtari, (Chhattisgarh)

---- Respondent

And

WPS No. 1777 Of 2015

- Anugrahita Ekka S/o Shri Shanti Prakash Ekka Aged About 25 Years R/o Near Ring Road Santoshi Nagar, Durgapara, P.S. Tikrapara, Raipur,

District Raipur Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education Mantralaya, Mahanadi Bhawan Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1808 Of 2015

- Chowaram Dhidhi S/o Shri K.K. Gandharwa Aged About 27 Years R/o Village & Post Bhakhara P.S. Bhakhara, District Dhamtari Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur, Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1817 Of 2015

- Chandrabhan Sahu S/o Shri Bhagwat Ram Sahu Aged About 27 Years R/o Village & Post Katalbod Tahsil & P.S. Kurand, District Dhamtari Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

<u>WPS No. 1812 Of 2015</u>

- Dushyant Ku. Sahu S/o Shri Devnath Sahu Aged About 31 Years R/o Village Rakhi Post Bhathagaon P.S. Kurud, District Dhamtari Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

<u>WPS No. 1819 Of 2015</u>

- Rajesh Kumar Sinha S/o Shri R P Sinha Aged About 27 Years R/o. Village : Abhanpur, Near Azad Chowk, P.S. : Abhanpur, Dt. : Raipur (Chhattisgarh).

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur (Chhattisgarh).

2. Collector, Dhamtari, Dhamtari (Chhattisgarh).

3. District Education Officer-Cum- District Project Officer, Rashtriya Madhyamik Shiksha Mission, Dist.: Dhamtari (Chhattisgarh).

---- Respondent

And

WPS No. 1811 Of 2015

- Shyam Kumar Nirmalkar S/o Shri M. K. Nirmalkar Aged About 23 Years Village & Post: Charmudiya, P.S. Dhamtari, Distt Dhamtari (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur, (Chhattisgarh)

2. Collector, Dhamtari, Dhamtari, (Chhattisgarh)

3. District Education Officer-Cum-District Project Officer, Rashtriya Madhyamik Shiksha Mission, Distt Dhamtari, (Chhattisgarh)

---- Respondent

And

WPS No. 1816 Of 2015

- Ghasuram Devhari S/o Shri Palturam Devhari Aged About 30 Years R/o Village Markatola Post Surdongar, Tahsil & P.S. Dondi, District Balod Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- Respondent

And

WPS No. 1813 Of 2015

- Kishore Kumar S/o Shri Trilochan Singh Aged About 27 Years R/o Village Kachandur, Tahsil & P.S. Gunderdehi, District Balod Chhattisgarh

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- **Respondent**

And

WPS No. 1820 Of 2015

- Rajendra Ku. Sinha S/o Shri Hinchharam Sinha Aged About 31 Years R/o Village Shankardah Post & P.S. Dhamtari, District Dhamtari Chhattisgarh

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through The Secretary, Department Of School Education, Mantralaya, Mahanadi Bhawan, Raipur Chhattisgarh

2. Collector Dhamtari, Dhamtari Chhattisgarh

3. District Education Officer Cum District Project Officer, Rashtriya Madhyamik Shiksha Mission, District Dhamtari Chhattisgarh

---- **Respondent**

For Petitioners : Shri Mateen Siddiqui and Shri N. Naha Roy, Advocates.
For Respondent/State : Shri A.S. Kachhawaha, Additional Advocate General and also for respondent – Rajya Madhyamik Shiksha Mission.

For Respondent/UOI : Shri Ramakant Pandey, Shri Bhupendra Singh and Shri R.K. Gupta, Advocates.

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

25/08/2015

1. In these writ petitions, the petitioners have called in question the impugned orders whereby their contract appointment on the post of AG-III under the Rashtriya Madhyamik Shiksha Mission has been cancelled on the ground that the post has been abolished for non-saction of funds by the Central Government.

2. After arguing for some time, learned counsel for the petitioners seek permission of the Court to withdraw the writ petitions with liberty to make representation before the competent authority of the State Government in view of the Finance Department letter dated 2.5.2015 (Annexure-P/9).

3. In addition, Shri N. Naha Roy, learned counsel appearing for the petitioners in WPS Nos.1787, 1779, 1783, 1780, 1782, 1777, 1808, 1817, 1812, 1819, 1811, 1816, 1813 & 1820 of 2015 would also seek liberty to move a fresh writ petition with regard to remaining part of the reliefs prayed in his writ petitions concerning the issue regarding appointment of AG-III in the regular set up of the School Education Department, Dhamtari.

4. For the foregoing, all the writ petitions are dismissed as withdrawn with liberty aforesaid. However, in the event, the representation is preferred, the respondents shall decide the same expeditiously.

Sd/-
Judge
(Prashant Kumar Mishra)

Barve