

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No.3407 of 2015**

Smt. Sushila Bai, aged about 35 years, D/o Shri Jadbeer Kujur, Gardener (Mali Daily Wager), presently working in the Department of Public Works, at Govt. Rest House Balrampur, Police Station Balrampur, District Balrampur-Ramanujganj.

---- Petitioner**Versus**

1. State of Chhattisgarh, through Secretary, Department of Public Works, Mahanadi Bhawan, Mantralaya, Naya Raipur (CG)
2. Engineer-In-Chief, Department of Public Works, Sirpur Bhawan, Raipur, District Raipur (CG)
3. Chief Engineer, Department of Public Works, Ambikapur, District Surguja.
4. Superintendent Engineer, Department of Public Works, Ambikapur Division, Ambikapur, District Surguja (CG)
5. Executive Engineer, Department of Public Works, Ramanujganj, District Balrampur, Ramanujganj (CG) **---- Respondents**

For Petitioner : Shri Pawan Shrivastava, Advocate.

For Respondents : Shri Gary Mukhopadhyay, Dy. Govt. Advocate

Hon'ble Shri Justice Sanjay K. Agrawal
Order On Board

23/11/2015

(1) Learned counsel appearing for the petitioner submits that the petitioner is working as Gardener (as a daily wager) in the office of Executive Engineer, Public Works Department, Ramanujganj, District Balrampur, since 01.06.1994 against the regular sanctioned vacant post. The Executive Engineer, Superintending Engineer and the Chief Engineer have recommended her name for regularization but the same is not being considered by respondent No.2, and therefore, this

petition may be disposed of directing the respondent No.2 to consider and decide the petitioner's case for regularization strictly in terms of Circular dated 05.03.2008, for this, learned State counsel submits that if the petitioner files a fresh representation, the same shall be considered by the respondent No.2 in accordance with law.

(2) In view of above, this petition is disposed of. However, if the petitioner files a fresh representation along with copy of this order within a period of one month from today, the respondent No.2 shall consider and decide the representation in the light of Circular dated 05.03.2008 subject to verification of the facts, as early as possible preferably within a period of three months from the date of receipt of representation.

(3) It is made clear that this Court has not expressed any opinion on the merits of the case and the respondent authority may decide the representation on its own merits.

Sd/-

(Sanjay K. Agrawal)
Judge

L/-