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HIGH COURT OF CHHATTISGARH, BILASPUR**WPS No. 3213 of 2015**

- Deo Narayan Ojha S/o Late Jatashankar Ojha, Aged About 59 Years R/o Ward No. 2, Sanjay Nagar, Baikunthpur, Baikunthpur P.O (P.S.) Koriya District, Chhattisgarh State 497335,

---- Petitioner**Versus**

1. State of Chhattisgarh Through Secretary, Urban Administration & Development Department, Govt. Of Chhattisgarh, Secretariat, Mahanadi Bhawan, Naya Raipur, (Po & District) Raipur. Raipur Chhattisgarh Pin 493001
2. Director, Directorate Of Urban Administration & Development, Govt. Of Chhattisgarh, Indravati Bhawan, Naya Raipur, Raipur District, Chhattisgarh State
3. Secretary, General Administration Department, Govt. Of Chhattisgarh, Secretariat, Mahanadi Bhawan, Naya Raipur, Raipur District, Chhattisgarh State
4. Secretary, Finance Department, Govt. Of Chhattisgarh, Secretariat, Mahanadi Bhawan, Naya Raipur, Raipur District Chhattisgarh State
5. Secretary, Home/ Transport Department, Govt. Of Chhattisgarh, Mahanadi Bhawan, Secretariat, Naya Raipur, Raipur District, Chhattisgarh State.
6. Chhattisgarh Infrastructure Development Corporation, Through Its Managing Director, Sastry Chowk, Raipur (Po & District), Chhattisgarh State

---- Respondents

For Petitioner	:	Shri KR Nair, Advocate
For Respondents-State	:	Shri Shashank Thakur, GA for the State

Hon'ble Shri Justice Prashant Kumar Mishra**Order On Board****02/09/2015**

1. Learned counsel for the petitioner would submit that the petitioner was working in the erstwhile M.P.S.R.T.C., however after creation of the State of Chhattisgarh a separate Road Transport Corporation has not been

constituted in the State of Chhattisgarh, therefore, his services were placed in the control of respondent/Chhattisgarh Infrastructure Development Corporation (for short 'C.I.D.C.'). He would further submit that the State Government has issued number of circulars deciding to absorb services of the employees working in the erstwhile M.P.S.R.T.C in various Corporation/Mandals in the State of Chhattisgarh and in furtherance of the said policy several employees have already been absorbed.

2. Learned counsel would further submit that for the present, the petitioner would confine his prayer for issuance of direction to the respondent authorities to take a decision on the representation pending before the said authority. He is restricting his prayer in view of the order passed by this Court in the matters of **O.P. Singh Vs. State of Chhattisgarh & others¹**, **Abdul Hakim Vs. State of Chhattisgarh & others²**, **Uttam Kumar Sharma Vs. State of Chhattisgarh & others³**, **Raju Pandey & others Vs. The State of Chhattisgarh & others⁴**, **Nandkumar Vaishnav & others Vs. The State of Chhattisgarh & others⁵** and **Chandrayan Singh Thakur & others Vs. The State of Chhattisgarh & others⁶**.
3. In view of the above, the writ petition is disposed of with a direction that in the event petitioner submits fresh representation before the competent authority of the respondent within a period of four weeks, the said authority shall consider and decide petitioner's representation in an objective manner keeping in view the circular issued by the State Government from time to time, as also the orders of absorption passed with respect to the similarly placed employees, as early as possible, preferably within a period of three

1 WP (S) No.5521/2010
 2 WP (S) No.473/2013
 3 WP (S) No.476/2013
 4 WP (S) No.1220/2013
 5 WP (S) No.1458/2013
 6 WP (S) No.2128/2013

months from the date of submission of representation.

4. It is made clear that this Court has not expressed any opinion on the merits of the case and the respondent authorities shall decide the matter, on its own merits, strictly in accordance with law, without treating any observation made in this order, as opinion on the merits of the case.
5. With the above observation, the writ petition is finally disposed of.

Sd/-

JUDGE

Prashant Kumar Mishra

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