

HIGH COURT OF CHHATTISGARH, BILASPUR

Writ Appeal No.613 of 2015

1. Jalindhar Rathiya, son of Chamar Singh Rathiya, aged about 32 years, resident of Chitapali, Post Bojiya, Tahsil Dharamjaigarh, District Raigarh (Chhattisgarh)
2. Venudhar Rathiya, son of Udeyram Rathiya, aged about 25 years, resident of Village Sardhap, Post Nawapara, Tenda, Tahsil Gharghoda District Raigarh (Chhattisgarh)
3. Dilip Kumar Rathiya, son of Late Jugitram Rathiya, aged about 26 years, resident of Tenda, Tahsil Gharghoda, District Raigarh (Chhattisgarh)
4. Satyawan Rathiya, son of Raghunandan Singh Rathiya, aged about 23 years, Resident of Village and Post Bagarsuta, Tahsil Dharamjaigarh, District Raigarh (Chhattisgarh)
5. Sudama Kumar Rathiya, son of Antar Singh Rathiya, aged about 21 years, resident of Pusalda, Tahsil Dharamjaigarh, District Raigarh (Chhattisgarh)
6. Hetram Rathiya son of Aatmaram Rathiya, aged about 28 years, R/o Jobi, Tahsil Kharsia, District Raigarh (Chhattisgarh)
7. Shashi Bhushan Rathiya, son of Thakurram Rathiya, aged about 29 years, resident of Village Kuru, Tahsil Kharsiya, District Raigarh (Chhattisgarh)
8. Jaypal Rathiya son of Shri Kirit Lal Rathiya, aged about 28 years, resident of Kathrapali, Post Kotharimal, Tahsil Gharghoda, District Raigarh (Chhattisgarh)
9. Narendra Kumar S/o Milau Ram, aged about 21 years, R/o Village Nawagarh, Post Choudha, Tahsil Kharsiya, District Raigarh (Chhattisgarh)
10. Suman Kumar Rathiya, S/o Chakradhar Singh Rathiya, aged about 30 years, R/o Village Chitapali, Post Bojiya, Tahsil Dharamjaigarh, District Raigarh (Chhattisgarh)
11. Khuleshwar Prasad Rathiya, S/o Mordhwaj Rathiya, aged about 25 years, R/o Mahrajganj Tahsil Dharamjaigarh, District Raigarh (Chhattisgarh)
12. Fagulal Kamalwanshi, S/o Mehattarram, aged about 22 years, R/o Banhar, Post Banhar, Tahsil Dharamjaigarh, District Raigarh (Chhattisgarh)

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versus

1. State of Chhattisgarh, through the Secretary, School Education Department, Mahanadi Bhawan, Mantralaya, New Raipur (Chhattisgarh)
2. The Secretary, General Administration Department, Government of Chhattisgarh, Mahanadi Bhawan, Mantralaya, New Raipur (Chhattisgarh)
3. The Secretary, Scheduled Caste and Scheduled Tribe Development Department, Government of Chhattisgarh, Mahanadi Bhawan, Mantralaya, New Raipur (Chhattisgarh)

4. The Commissioner, Scheduled Caste and Scheduled Tribe Development, Raipur (Chhattisgarh)
5. The Collector, Raigarh, District Raigarh (Chhattisgarh)

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For Appellants	:	Shri Kamlesh Kumar Pandey, Advocate
For State/Respondents	:	Shri U.N.S. Deo, Government Advocate

Hon'ble Shri Navin Sinha, Chief Justice
Hon'ble Shri Justice P. Sam Koshy

Order on Board

Per Navin Sinha, Chief Justice

4/1/2016

1. I.A. No.1 of 2015 has been filed to condone delay of 10 days in preferring the appeal. Considering the duration, I.A. No.1 of 2015 is allowed and delay is condoned.
2. I.A. dated 9.12.2015 with regard to illegible pages is also allowed.
3. After some argument, Learned Counsel for the Appellants prays for leave to withdraw the appeal reserving the right to approach the Court again if the Respondents proceed to make any recovery pursuant to the orders dated 20.11.2014 and 7.11.2014 with regard to the scale paid to them before expiry of three years.
4. The appeal is dismissed as withdrawn reserving the aforesaid liberty to the Appellants.

Sd/-
(Navin Sinha)
CHIEF JUSTICE

Sd/-
(P. Sam Koshy)
JUDGE