

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No.5683 of 2016**

Jagdish Prasad Kushwaha, S/o Shri Nankaram Kushwaha, aged about 35 years, Sweeper at Govt. Higher Secondary School, Bhaiyathan, District Surajpur, R/o Village Sirsi, Tahsil Bhaiyathan, District Surajpur.

---- Petitioner**Versus**

1. State of Chhattisgarh, through Secretary, Department of School Education, Mantralaya, Mahanadi Bhawan, New Raipur, District Raipur (CG).
2. Director, Public Education Secretariat, Raipur, District Raipur (CG).
3. Collector, Surajpur, District Surajpur (CG).
4. District Education Officer, Surajpur, District Surajpur (CG).
5. Principal, Government Higher Secondary School, Bhaiyathan, District Surajpur (CG).

---- Respondents

For Petitioner : Ms. Meena Shastri, Advocate
 For Respondents/State : Shri Prasun Bhaduri, Govt. Advocate

Hon'ble Shri Justice Sanjay K. Agrawal**Order On Board****18/10/2016****(1)** Heard.

(2) The petitioner, who was appointed as Part Time Sweeper in the year 2011 at the then existing collector rate, has filed this petition for a direction that he is entitled for grant of minimum wages as per minimum wage fixed vide letter dated 22.04.2016 (Annexure P-5).

(3) Learned counsel for the petitioner submits that a representation

has also been moved by the petitioner for grant of minimum wage, however, the same is not being extended to the petitioner.

(4) The order of appointment of the petitioner shows that he was appointed as Part Time Sweeper in the year 2011 on wages applicable in case of Part Time Sweeper, on collectorate rates. Therefore, if the collectorate wages have been revised, the case of the petitioner is also required to be considered for grant of appropriate and existing minimum wages prescribed by the Collector. Accordingly, the petitioner's case should also be considered and appropriate orders in his case should be passed by the respondent no.4 for grant of appropriate wages, according to current rate of wages applicable to the category of employment, in which the petitioner is employed.

(5) With the aforesaid observations, the petition is finally disposed off.

Sd/-

(Sanjay K. Agrawal)
Judge

L/-