

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4912 of 2016

Ku. Namita Sahu D/o Shri S.L. Sahu, Aged About 27 Years Occupation Service Assistant Grade III, Department Of Fisheries, Mantralaya, Naya Raipur, R/o M.I.G. 380, New Janta Market, Padamanabhapur, P.S. City Kotwali, District Raipur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Fisheries, Mantralaya, Mahanadi Bhawan, Naya Raipur Chhattisgarh
2. State Of Chhattisgarh Through Secretary, Department Of General Administration, Mantralaya Mahanadi Bhawan, Naya Raipur Chhattisgarh

---- Respondents

For Petitioner	:	Shri Vinay Pandey, Advocate
For Respondent-State	:	Shri Sangharsh Pandey, Dy. Govt. Advocate

S.B.:Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

20/09/2016

Heard on admission.

1. The petitioner's grievance as ventilated through this petition is that the petitioner is not being paid salary since December, 2015.
2. The facts as stated in the petition and the documents on record revealed that the petitioner claims to have proceeded on leave on the ground of sickness and remained absent for about 6 months thereafter when the petitioner reported back, a letter was issued on 18.07.2016 requiring petitioner to submit application for leave admissible under the Rules.
3. Learned counsel for the petitioner submits that the relevant application in prescribed proforma has been submitted by the petitioner, which has not been decided till date.

4. After going through the material on record, it appears to be a matter where decision is required to be taken by the competent authority in respect of the period during which the petitioner was absent from the duty, by application of provisions contained in the Leave Rules.

5. Considering that the petitioner is a low paid employee and salary has not been paid to her for last more than 8 months, the respondent may consider and decide the matter at the earliest so that the period of absence may be regularized in accordance with the provision of Rules. The decision may be taken within a period of four weeks from the date of receipt of copy of this order.

6. The petition is accordingly disposed off.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Rekha