

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 438 of 2016

- Jhadi Ram Sahu S/o Ram Singh, Aged About 73 Years, Occupation Retd. Carpenter-Cum-Mission, Office Of Sub-Divisional Officer, Public Works Department, Sub Division Bemetara, District Durg, R/o Ward No.3, Kachheripara, Near Pandey Talab, Bemetara, District Bemetara, (Chhattisgarh)

---- Petitioner

Versus

1. The State Of Chhattisgarh Through: The Secretary, Public Works Department, Mahanadi Bhawan, Naya Raipur, (Chhattisgarh)
2. The Executive Engineer, Public Works Department, Bemetara Division, District Bemetara, (Chhattisgarh)
3. The Sub Divisional Officer, Public Works Department, Sub Division Bemetara, District Bemetara, (Chhattisgarh)
4. High Power Committee For Pension Claim Settlement and Retired Personnel, Mahanadi Bhawan, Naya Raipur, (Chhattisgarh)
5. Joint Director, Treasury, Accounts and Pension, Raipur, Tahsil And District Raipur, (Chhattisgarh)

---- Respondents

For Petitioner	Shri R. K. Pali, Advocate
For Respondent-State	Ms. Sunita Jain, PL

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

11/05/2017

1. Since after rejection of petitioner's representation vide Annexure-P-1 on 16.09.2008, the issue concerning pension to a contingency paid employee as governed under the Chhattisgarh (Work Charged and Contingency Paid Employees) Pension

Rules, 1979 has been settled by this Court by order dated 26.02.2015 in Writ Appeal No.281/2013 (**Lakhanram Sahu vs State of Chhattisgarh and others** and other connected matters), therefore, the impugned order (Annexure-P-1) is set aside and the matter is remitted back to the respondent No.1, Secretary, Department of Public Works, Government of Chhattisgarh for deciding the petitioner's case in accordance with the law laid down in the matter of **Lakhanram Sahu** (supra). Petitioner shall move fresh representation before the Secretary, Department of Public Works, Government of Chhattisgarh within one month, which shall be decided within next 3 months.

2. Accordingly, the writ petition is disposed of in terms of the order passed by the Division Bench in the matter of **Lakhanram Sahu** (supra).

Sd/-

JUDGE

PRASHANT KUMAR MISHRA

Nirala