

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 4915 of 2017

Binod Kumar Sharma S/o Late Shri Bishnu Prasad Sharma, Aged About 48 Years Time Keeper / Telephone Attendant (Daily Wager), Department Of Public Works, Ambikapur Division, Office Of Executive Engineer, Ambikapur, Police Station Kotwali, Ambikapur, District Surguja, Chattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Public Works, Mahanadi Bhawan, Mantralaya, Naya Raipur, Chhattisgarh.
2. Engineer In Chief, Department Of Public Works, Sirpur Bhawan, Raipur, District Raipur, Chhattisgarh.
3. Chief Engineer, Department Of Public Works, Ambikapur, District Surguja, Chhattisgarh.
4. Superintendent Engineer, Department Of Public Works, Ambikapur Division, Ambikapur, District Surguja, Chhattisgarh.
5. Executive Engineer, Department Of Public Works, Ambikapur, District Surguja, Chhattisgarh.

---- Respondents

For Petitioner	:	Mr. Pawan Shrivastava, Advocate
For Respondent-State	:	Mr. Satish Gupta,G.A.

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

Order On Board

22/09/2017

Heard on admission.

1. By this petition, the petitioner is claiming regularization under the State Government's policy dated 05-03-2008 promulgated in view of the decision of the Supreme Court in the case of **the Secretary**,

State of Karnataka and others vs. Uma Devi and Others, AIR 2006 SC 1806.

2. Learned counsel for petitioner submits that the petitioner is working as Daily Wage Employee in the Public Works Department and he was engaged prior to 31-12-1997 and since then, he is continuously working, but his claim of regularization has not been considered till date.
3. In the return, the respondents have not denied the claim of the petitioner, all that has been stated, is that the claim of the petitioner is still pending consideration. Learned State counsel submits that the petitioner's claim would be examined and scrutinized by the duly constituted committee in terms of the regularization policy of the State Government dated 05-03-2008 and appropriate decision would be taken in the matter.
4. In view of above, this petition is disposed off with a direction to the respondents to consider the claim of the petitioner for regularization in view of the State Government's policy dated 05-03-2008 promulgated in view of the decision of the Supreme Court in the case of Uma Devi (supra). Considering that the petitioner is working as Daily Wage Employee since long, it would be proper that the decision is taken in the matter at the earliest, preferably within a period of three months from the date of receipt of a copy of this order.

Sd/-

(Manindra Mohan Shrivastava)
Judge