

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No.5513 of 2016

- Jaynath S/o Ghursay, Aged About 39 Years Occupation Time Keeper / Labour Daily Wages Department Of Public Works Office Of Executive Engineer, Ambikapur, District Surguja Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Secretary, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur, Chhattisgarh
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur Chhattisgarh
3. The Chief Engineer, Public Works Department, Department, Ambikapur, Chhattisgarh
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja Chhattisgarh

---- Respondents

And

WPS No.5519 Of 2016

- Jankiram S/o Chattiram, Aged About 48 Years Occupation- Time Keeper/ Labour, (Daily Wages), Department Of Public Works, Office Of Executive Engineer, Ambikapur, District Surguja, (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through: Secretary, Public Works Department, Mahanadi Bhawan, New Mantralaya, Raipur, (Chhattisgarh)
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralaya, Raipur, (Chhattisgarh)
3. The Chief Engineer, Public Works Department, Department, Ambikapur, (Surguja) (Chhattisgarh)
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja, (Chhattisgarh)

---- Respondents

And

WPS No.5522 Of 2016

- Satan S/o Ramsay, Aged About 39 Years Occupaiton Time Keeper / Labour Daily Wages Department Of Public Works Office Of Executive Engineer, Ambikapur, Distirct Surguja Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through Secretary, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur, Chhattisgarh
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur Chhattisgarh
3. The Chief Engineer, Public Works Department, Department, Ambikapur, Chhattisgarh
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja Chhattisgarh

---- Respondents

And

WPS No.5521 Of 2016

- Chamanlal S/o Rudan Ram, Aged About 45 Years Occupaiton Time Keeper / Labour Daily Wages Department Of Public Works Office Of Executive Engineer, Ambikapur, Distirct Surguja Chhattisgarh

---- Petitioner

Vs

1. State Of Chhattisgarh Through Secretary, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur, Chhattisgarh
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur Chhattisgarh
3. The Chief Engineer, Public Works Department, Department, Ambikapur, Chhattisgarh
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja Chhattisgarh

---- Respondents

And

WPS No.5525 Of 2016

- Chandrabahadur S/o Gendaram, Aged About 39 Years Occupation- Time Keeper/ Labour, (Daily Wages), Department Of Public Works, Office Of

Executive Engineer, Ambikapur, District Surguja, (Chhattisgarh)

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through: Secretary, Public Works Department, Mahanadi Bhawan, New Mantralaya, Raipur, (Chhattisgarh)
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralaya, Raipur, (Chhattisgarh)
3. The Chief Engineer, Public Works Department, Ambikapur, (Chhattisgarh)
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja, (Chhattisgarh)

---- **Respondents**

And

WPS No.5516 Of 2016

- Beeralal S/o Budhraram Aged About 41 Years Occupation Time Keeper/ Labour, (Daily Wages), Department Of Public Works, Office Of Executive Engineer, Ambikapur, District Surguja (Chhattisgarh)

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through : Secretary, Public Works Department, Mahanadi Bhawan, New Mantralaya, Raipur (Chhattisgarh)
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralaya, Raipur (Chhattisgarh)
3. The Chief Engineer, Public Works Department, Ambikapur, District Surguja (Chhattisgarh)
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja (Chhattisgarh)

---- **Respondents**

And

WPS No.5514 Of 2016

- Smt. Asha Bai W/o Late Sundarram, Aged About 50 Years Occupation Time Keeper / Labour Daily Wages Department Of Public Works Office Of Executive Engineer, Ambikapur, District Surguja Chhattisgarh

---- **Petitioner**

Vs

1. State Of Chhattisgarh Through Secretary, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur, Chhattisgarh
2. The Engineer In Chief, Public Works Department, Mahanadi Bhawan, New Mantralay, Raipur Chhattisgarh
3. The Chief Engineer, Public Works Department, Department, Ambikapur, Chhattisgarh
4. Executive Engineer, Public Works Department, Ambikapur, District Surguja Chhattisgarh

---- Respondents

For Petitioners	:	Shri Pawan Shrivastava, Advocate
For Respondent/State	:	Shri Manish Nigam, Panel Lawyer

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

03/08/2017

Heard.

2. By this petition, the petitioners are 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.***

3. Learned counsel for petitioners submits that the petitioners are working as Daily Wage Employee in the Public Works Department and they were engaged prior to 31-12-1997 and since then, they are continuously working, but their claim of regularization has not been considered till date.

4. In the return, the respondents have not denied the claim of the petitioners, all that has been stated, is that the claims of the petitioners are still pending consideration. Learned State counsel submits that the petitioners 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.

5. In view of above, all these petitions are disposed off with a direction to the respondents to consider the claim of the petitioners 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 petitioners are 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