

HIGH COURT OF CHHATTISGARH, BILASPUR

W. A. No. 138 OF 2018

Shaktinath Mishra S/o Late J. N. Mishra Aged About 38 Years Occupation Contractor, Public Works Department, Chhattisgarh R/o Near Bus Stand Patthalgaon District Jashpur Chhattisgarh.

---- Appellant

Versus

1. The State of Chhattisgarh Through The Secretary Public Works Department Mahanadi Bhawan Mantralaya Naya Raipur P. S. Rakhi Tahsil And District Raipur Chhattisgarh.
2. Engineer-in- Chief, Public Works Department, Civil Lines, Raipur Chhattisgarh.
3. K. S. G. Rao, Superintending Engineer, presently posted in the Office of Chief Engineer Public Works Department Mahanadi Bhawan, Mantralaya, Naya Raipur, P. S. Rakhi, Tahsil and District Raipur Chhattisgarh (Earlier In WPS No. 3546/2017 name and designation has wrongly been mentioned).

---- Respondents

For Appellant	: Shri Rajat Agrawal, Advocate.
For Respondent/State	: Shri Prasun Bhaduri, Government Advocate

Hon'ble Shri Ajay Kumar Tripathi, Chief Justice
Hon'ble Shri Parth Prateem Sahu, Judge

Judgment on Board

10/10/2018

Per Ajay Kumar Tripathi, Chief Justice

1. Heard learned counsel for the parties.
2. The writ appeal is dismissed for the reason that the learned Single Judge has rightly come to a considered legal opinion vide his order dated 11/01/2018 that no case for issuing a writ of *quo warranto* is made out against the appointment of respondent No. 3 for a period on contract.
3. Even otherwise, it is a motivated kind of application because the petitioner is a contractor and he seems to be carrying some grudge, which he wants to settle through the writ application, which has rightly been dismissed.
4. Appeal has no merit. It is dismissed.

Sd/-
(Ajay Kumar Tripathi)
CHIEF JUSTICE

Sd/-
(Parth Prateem Sahu)
JUDGE