

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 5200 of 2016**

1. Jagelal Patel, son of late Sudhram Patel, aged about 49 years, R/o village and post Bodla, Ward No. Near Durga Temple, Tahsil and P.S. Bodla, District Kabirdham/Kawardha (C.G.)
2. Santosh Patel, son of the Sukhira Patel, aged about 43 years, R/o village and post Bodla, Ward No. Near Durga Temple, Tahsil and P.S. Bodla, District Kabirdham/Kawardha (C.G.)
3. Kaliram Patel, son of Premlal Patel, aged about 41 years, R/o. Village Boriya, Post Baijalpur, Tahsil and P.S. Bodla, District Kabirdham/Kawardha (C.G.)
4. Chatur Singh Rajput, son of late Brijlal Rajput, aged about 52 years, R/o. Village Kosmanda, Post Jhirauni, P.S. Pipariya, District Kabirdham/Kawardha (C.G.)
5. Tilak Das Kathle, son of Sarjudas Kathle, aged about 40 years, R/o village Kothar, post and P.S. Pipariya, Tahsil & District Kabirdham/Kawardha (C.G.)
6. Kawal Singh Dhruw, son of Ramu Singh Dhruw, aged about 48 years, R/o village Birkona, P.S. and Tahsil Pandariya, District Kabirdham/Kawardha (C.G.)
7. Raj Kumar Singh, son of Shri Mohan Singh, aged about 41 years, R/o village Mathpara, Ward No. 11, Tahsil and P.S. Kawardha, District Kabirdham/Kawardha (C.G.)

---- Petitioners**Versus**

1. State of Chhattisgarh, Through: Secretary, Public Health Engineering Department, New Mantralaya, Capital Complex, Mahanadi Bhawan, Raipur (C.G.)
2. Engineer in Chief, Directorate Public Health Engineering Department, New Mantralaya, Capital Complex, Mahanadi Bhawan, Raipur (C.G.)
3. Chief Engineer, Public Health Engineering Department, Indravati, Bhawan, Naya Raipur, District Raipur (C.G.)
4. Superintending Engineer, Public Health Department, Durg, Division Durg, District Durg (C.G.)

5. Executive Engineer, Public Health Department, Kabirdham, near Mahamaya Mandir, in front of Bishen Hospital, Kawardha, Tahsil and District Kabirdham (C.G.)
6. Assistant Engineer, Public Health Department, Sub Division, Kawardha, Near Mahamaya Mandir, in front of Bishen Hospital, Kawardha, Tahsil and District Kabirdham (C.G.)
7. Assistant Engineer, Public Health Department, Sub Division, Bodla, Tahsil Bodla, District Kabirdham (C.G.)
8. Assistant Engineer, Public Health Department, Sub Division, Pandariya, Tahsil Pandariya, District Kabirdham (C.G.)

---- Respondents

For Petitioners	:	Shri R.S. Patel, Advocate
For Respondents/STate	:	Shri Dheeraj Wankhede, Govt. Advocate

Hon'ble Shri Justice P. Sam Koshy

Order On Board

19.11.2018

1. With the consent of the parties, the matter is heard finally.
2. Direction sought for by the petitioners in the present writ petition is to direct respondents No. 2 to consider the claim of the petitioners for regularization. The contention of the petitioners herein is that each of the petitioners have worked with the respondents for a period of 25 years.
3. Learned Counsel for the petitioners submits that all the petitioners eligible and entitled for regularization in terms of conditions stipulated in the circular dated 05.03.2008 published by the State Government.
4. It appears that the case of the petitioners till date has not been individually scrutinized by the Department in terms of circular dated 05.03.2008 and till date the claim has also not been finalized.
5. Given the said submission by the counsel for the petitioners and the fact according to the petitioners that they have put in about 25 years of

service. Let the case of the petitioners be considered for regularization by respondent No. 2 in terms of the circular dated 05.03.2008. While deciding the same, the authority concerned may also keep in mind the fact that there are about 16 posts still lying vacant with the departments against which the petitioners could be considered. Let this be done within a period of 90 days from the receipt of certified copy of this order.

6. In view of the above directions, the writ petition stands disposed of.

**Sd/-
(P. Sam Koshy)
Judge**