

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 5742 of 2018

1. Smt. Imla Suryavanshi W/o Shri K L Suryavanshi, Aged About 58 Years, R/o C H C, Mohla, Tehsil - Mohla, District Rajnandgaon, Chhattisgarh.
2. Hansa Verma S/o Late Shree Gokul Ram Verma, Aged About 48 Years, R/o Civil Hospital Khairagarh, District Rajnandgaon, Chhattisgarh.
3. Smt. Ranee Thakur W/o Late Shri Santosh Thakur, Aged About 54 Years, R/o Manpur, C H C Manpur, District Rajnandgaon, Chhattisgarh.
4. Krishna Lal Malekar S/o Shri Chatur Singh Malekar, Aged About 52 Years, R/o Community Health Centre, Manpur, District Rajnandgaon, Chhattisgarh.
5. Dhanna Lal Devangan S/o Shri Siyaram Devangan, Aged About 52 Years, R/o Community Health Center Manpur, District Rajnandgaon, Chhattisgarh.
6. Hanuman Das Markandey S/o Shri Pandas Markandey, Aged About 47 Years, R/o C H C, Mohla, Tehsil Mohla, District Rajnandgaon, Chhattisgarh.
7. Bhagat Ram Kunjam S/o Shri Rajaram Kunjam, Aged About 48 Years, R/o C H C, Mohla Tehsil Mohla, District Rajnandgaon, Chhattisgarh.

---Petitioners

Versus

1. State Of Chhattisgarh, Through The Secretary, Department Of Health And Family Welfare, Mantralaya, Mahanadi Bhawan, New Raipur, District Raipur, Chhattisgarh.
2. Director, Health Services, 3rd Floor, Indrawati Bhawan, Naya Raipur, District Raipur, Chhattisgarh.
3. Chief Medical And Health Officer, District Hospital Rajnandgaon, District Rajnandgaon, Chhattisgarh.

---Respondents

For petitioners	:	Shri J.N.Nande, Advocate.
For State	:	Shri Ratan Pusty, Government Advocate.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

16/11/2018

1. The grievance of the petitioners in the instant Writ Petition is the inaction on part of the respondents in not considering the claim of the petitioners for promotion to the post of Dresser-Grade-I.
2. According to the counsel for the petitioners, the post of Dresser-Grade-I is lying vacant in the department for a considerable period of time. He further submits that, the petitioners have obtained all the requisite qualification and experience for the said post and the said requirement was also fulfilled on the basis of the instructions issued by the State Government in this regard. He further submits that, since all the petitioners are discharging their duties on the post of Dresser-Grade-I, they made be considered for promotion on the said post as per the directives issued by the department in their favour.
3. Perusal of the statutory rules governing the service condition of the petitioners, it appears that the petitioners would be entitled for promotion from the present substantive post that they are holding i.e. of Aaya/Sweeper/Ward Boy/Choukidaar and the promotional post is that of Dresser-Grade-II and the requisite eligibility criteria is 5 years experience and the candidate should have passed Higher Secondary or High School Examination in 10+2 division system.
4. The petitioners it appears have already made representation vide Annexure-P/17 dated 09/01/2018 to the respondent No.3, but no decision has been taken till date.
5. In the given facts so also taking note of the various correspondences made by the department in respect of the duties which have been assigned

to the petitioners from time to time, let the petitioners make a detailed representation to the respondent No.2 who in turn shall consider the case of the petitioners and pass an appropriate order in accordance with the rules and regulations governing the service condition of the petitioners.

6. Let this exercise be done within a period of 4 months from the date of receipt of certified copy of this order.

7. The Writ Petition accordingly stands disposed off.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit