

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 7644 of 2018

1. Raju Ram S/o Shri Fulchand Ram, Aged About 29 Years, Working As Chowkidar At Govt. Boys Ashram School Pasiya, Tahsil Bagicha, District Jashpur, Chhattisgarh
2. Suresh Kumar S/o Shri Laku Ram, Aged About 35 Years Working As Chowkidar At Govt. Ashram School Kurrog, Tahsil - Bagicha, District Jashpur Chhattisgarh
3. Chetanand S/o Shri Maheshwar, Aged About 42 Years, Working As Chowkidar At Govt. Ashram School Kuruwa, Tahsil - Bagicha, District Jashpur Chhattisgarh

---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary, Tribal Welfare Department, Mantralya, Mahanadi Bhawan, New Raipur Chhattisgarh
2. The Assistant Commissioner, Tribal Welfare Department Jashpur, District Jashpur Chhattisgarh
3. The Collector, Jashpur, District Jashpur Chhattisgarh
4. Block Education Officer Bagicha, District Jashpur, Chhattisgarh

---Respondents

For Petitioner	:	Mr. Somkant Verma, Advocate
For State	:	Mr. Dheeraj Wankhede, Govt. Advocate

Hon'ble Shri Justice P. Sam Koshy

Order on Board

26/11/2018

1. The limited relief which the petitioners have sought is for a direction to the respondents to consider the case of the petitioners for regularization in the department.

2. According to the petitioners, they have been serving under the respondents for the last more than 10 years and in the light of the judgment of the Hon'ble Supreme Court in the case of "**State of Karnataka and Others Vs. Umadevi (3) & Others, 2006(4) SCC 1**", as a onetime major, the authorities should consider the case for regularization of such employees, whose appointment otherwise is not illegal.
3. Given the facts, which is not disputed by the State counsel, this Court is of the opinion that ends of justice would meet if writ petition stands disposed off with a direction to the respondent No.2 to consider the case of the petitioner for regularization keeping in view the observations of the Hon'ble Supreme Court in the case of "Uma Devi" (supra).
4. With the aforesaid observations, the present writ petition stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Bhola