

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 7900 of 2018**

Prafull Kumar Patel S/o Shri Ramswaroop Patel, Aged About 47 Years, Lecturer (Panchayat), Presently Working At Government Hr. Sec. School, Thanabodi, District – Kanker, Chhattisgarh

---- **Petitioner**

Versus

1. State Of Chhattisgarh Through Secretary, Department Of Panchayat And Rural Development Department Mahanadi Bhawan, Atal Nagar, New Raipur, District - Raipur Chhattisgarh
2. Director, Chhattisgarh Public Instruction, Indrawati Bhawan, Atal Nagar, New Raipur, District - Raipur Chhattisgarh
3. Chief Executive Officer, Zila Panchayat Kanker, District - Kanker Chhattisgarh

---**Respondents**

For petitioner	:	Shri Somkant Verma, Advocate.
For State	:	Shri S. P. Kale, Dy. A.G.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

03/12/2018

1. The counsel for the parties fairly submit that the issue involved in the present case has already been considered by the Division Bench of this Court in Writ Appeal No.475/2015 (Smt. Reeta Singh v. State of Chhattisgarh & Ors.) and analogous appeals decided on 29/10/2015.
2. According to the counsel for the petitioner, the past service of the petitioner rendered in different Janpat Panchayat has to be taken into consideration though at his request he has been transferred later on to a different Panchayat for the purpose of counting length of service. He further submits that, though he may not be given seniority of the past

service, but length of service for eligibility would definitely have to be counted. He further submits that, a similar petition i.e. WPS No. 4040/2016 has been decided by this Court on 24/08/2016 and the present Writ Petition can also be disposed off in similar terms.

3. The said contention made by the counsel for the petitioner is not disputed by the State counsel.

4. Accordingly, the present Writ Petition stands disposed off in similar terms. It is directed that the respondents should consider the petitioner's representation seeking counting of his past service rendered at different Panchayat.

5. Let the petitioner file a detailed representation to the respondent No.2 who in turn shall consider and decide the representation so far as the eligibility of the petitioner being considered for promotion, keeping in view the total length of service of the petitioner inclusively that of the service rendered at different Janpat Panchayat.

6. The respondent No.2 shall decide the representation of the petitioner in the light of the decision rendered by the division Bench of this Court in Writ Appeal of Smt. Reeta Singh (Supra).

7. With the aforesaid observation, the Writ Petition finally stands disposed off.

8. It is expected that the authorities would take a decision on the representation if so made by the petitioner within a period of 6 weeks' from the date of receipt of the representation.

Sd/-

**(P. Sam Koshy)
JUDGE**