

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 8093 of 2018

1. Kishor Baghel S/o Shri Antu Ram Baghel, Aged About 42 Years, R/o Village And Post Bajawand, Jagdalpur, District Baster Chhattisgarh.
2. Suku Ram Baghel S/o Shri D.R. Baghel, Aged About 42 Years, R/o Village And Post Bajawand, Jagdalpur, District Bastar Chhattisgarh.

---Petitioners

Versus

1. State Of Chhattisgarh, Through The Secretary, Urban Administration Department, Mahanadi Bhawan, Atal Nagar, New Raipur, District Raipur Chhattisgarh.
2. Commissioner, Municipal Corporation, Jagdalpur, District Baster Chhattisgarh.

---Respondents

For petitioners	:	Shri Somkant Verma, Advocate.
For State	:	Shri Syed Majid Ali, Dy.GA.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

07/12/2018

1. The limited relief which the petitioner 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 are serving under the respondents for the last more than 21 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 petitioners for regularization keeping in view the observations of the Hon'ble Supreme Court in the case of "Uma Devi" (supra). Let the respondent No.2 take a decision on the claim of the petitioner for regularization within a period of 4 months from the date of receipt of certified copy of this order.
4. With the aforesaid observations, the present writ petition stands disposed off.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit