

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 8108 of 2018

1. Andhu Ram S/o Shri Kulu Ram, Aged About 36 Years Working As Post Of Rasoiya At Govt. Adarsh Higher Secondary School Jahspur Tahsil Jashpur, District Jashpur, Chhattisgarh
2. Surendra Ram S/o Shri Baldev Ram, Aged About 38 Years Working As Post Of Chowkidar At Govt. Adarsh Higher Secondary School Jashpur Tahsil Jashpur District Jashpur Chhattisgarh
3. Lahanga Ram S/o Shri Bhulu Ram, Aged About 34 Years Working As Post Of Rasoiya At Govt. Boys Krida Parisar Jashpur Tahsil Jashpur District Jashpur Chhattisgarh
4. Dashan Ram S/o Shri Atva Ram, Aged About 34 Years Working As Post Of Rasoiya At Govt. Pre Metric Girls Hostel Jashpur Tahsil -Jahspur District Jashpur Chhattisgarh
5. Yujin S/o Shri Paras Ram, Aged About 38 Years, Working As Post Of Waterman At Govt. Pre. Metric Girls Hostel Rajlapath, Tahsil Manora District Jahshpur, Chhattisgarh
6. Bandhu Ram S/o Shri Bhukhan Ram, Aged About 33 Years, Working As Post Of Peon At Govt. Boys Hostel Sonkyari, Tahsil Manora District Jashpur, Chhattisgarh
7. Nilam Bai S/o Shri Mangal Ram, Aged About 29 Years, Working As Post Rasoiya At Govt. Post Metric Girls Hostel Manora, Tahsil Manora District Jashpur, Chhattisgarh

---- Petitioners

Versus

1. State Of Chhattisgarh Through The Secretary, Tribal Welfare Department, Mantralaya 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, Jashpur, District Jashpur, Chhattisgarh

5. Block Education Officer, Manora, District Jashpur Chhattisgarh

---Respondents

For Petitioner	:	Mr. Manoj Chauhan, Advocate
For State	:	Mr. Chandresh Shrivastava, P.L.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

07/12/2018

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 petitioners 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