

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

Writ Petition (S) No. 8229 of 2018

Vijay Kumar Bharti **Versus** State of Chhattisgarh and others

12.12.2018	Shri Dinesh Kumar Tiwari, counsel for the petitioner. Shri Ms. Sunita Jain, P.L. for the State. With the consent of the parties, the matter is taken up for hearing finally. Learned counsel appearing for the petitioner submit that the petitioner was initially appointed as Serve Attendant on ad hoc basis on 14.08.1987 against the clear vacant post. The services of the petitioner was continued with artificial break of two or five days in service and worked continuously till the date of his regularization. The petitioner was given the benefit of annual increments. The similarly situated employees have approached the State Administrative Tribunal (for short "SAT") in Original Application No. 1979/91 (Satish Kumar Mandloi Vs. State of M.P. And another) praying for similar relief as sought for in this petition. Learned counsel appearing for the petitioner submits that this case may also be disposed off in the same terms and conditions. Ms. Jain, learned counsel for the State in the light of the order of the SAT as aforesaid, submits that after verifying the facts of the case, petitioner's case shall be considered.

In view of the foregoing and categorical statement made by the learned counsel appearing for the State, this petition is allowed in the same terms i.e. if the Committee finds the petitioner suitable for the post in all respect, he shall be regularized on the post held by him and shall also pay him salary on regular scale. He shall be entitled to salary for the dates on break in service. His seniority shall be counted from the date of his initial appointment.

No costs.

**Sd/-
(P. Sam Koshy)
JUDGE**