

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR**Writ Petition (S) No. 115 of 2019**

Rakesh Kumar Thawait S/o Late Shri Govind Ram Thawait, Aged About 37 Years, Presently Working As License Assistant (Daily Wages) In Municipal Corporation Raigarh, District Raigarh, Civil And Revenue District Raigarh, Chhattisgarh

---- Petitioner**Versus**

1. State Of Chhattisgarh Through Secretary, Department Of Urban Administration And Development, Mahanadi Bhawan Mantralaya, New Raipur, District Raipur, Chhattisgarh
2. The Municipal Corporation Through The Commissioner, Municipal Corporation, Raigarh District Raigarh, Chhattisgarh

---- Respondents

For Petitioner	:	Shri Rajendra Tripathi, Advocate
For State	:	Shri Jitendra Pali, Dy. A. G.
For Municipal Corporation:		Shri Pankaj Agrawal, Advocate

Hon'ble Shri Justice P. Sam Koshy**Order On Board****10.01.2019**

The grievance of the petitioner raised in the present writ petition is that the petitioner has by now put in more than 12 years of service as a daily wage worker yet his case for regularization has not been considered by the respondents.

2. Counsel for the petitioner submits that many of the posts are lying vacant and the petitioner is also discharging his duty against a vacant post.

He further submits that the respondent authorities are required to consider the case of the petitioner for regularization in the light of the circular dated 05.03.2008 of the State Govt.

3. Counsel appearing for respondent no.2 on advance copy submits that on suitable representation being made by the petitioner, his case shall be considered in accordance with merits taking into consideration the seniority of the petitioner.

4. Given the nature of dispute raised and the submission made by counsel appearing for respondent no.2, this Court is of the opinion that no fruitful purpose would be served in keeping the petition pending, rather ends of justice would meet if the petitioner is directed to make a fresh representation in addition to any earlier representation that he has made for ventilating his grievance. If such representation is made, the same shall be decided at the earliest preferably within a period of 3 months from the date of receipt of representation of the petitioner.

5. With the aforesaid observation, the writ petition stands disposed of.

**Sd/-
P. Sam Koshy
Judge**