

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 191 of 2019

1. Mannu Ram S/o Shri Chaitu Ram, Aged About 35 Years, Working As Post Of Chowkidar, At Govt. High School Kaliya, Tahsil Bagicha, District Jashpur, Chhattisgarh.
2. Laxmi Bhagat D/o Shri Sikandar Ram, Aged About 30 Years, Working As Post Of Rasoia, At Govt. Tribal Welfare Department Girls Hostel Bagicha, Tahsil Bagicha, District Jashpur, Chhattisgarh.
3. Awadh Kishor S/o Shri Sannu Ram, Aged About 34 Years, Working As Post Of Chwokidar, At Office Of The Block Edaucation Officer Bagicha, Tahsil Bagicha, District Jashpur, Chhattisgarh.
4. Sundar Ram S/o Shri Jhagru Ram, Aged About 35 Years, Working As Post Tribal Welfare Department Boys Hostel Bagicha, Tahsil Bagicha, District Jashpur, Chhattisgarh.

---Petitioners

Versus

1. State Of Chhattisgarh, Through The Secretary, Department Of Tribal Welfare, Mantralaya, Mahanandi Bhawan, New Raipur, District Raipur, Chhattisgarh.
2. The Assistant Commissioner, Tribal Welfare Department, Jashpur District Jashpur, Chhattisgarh.
3. The Collector, Jashpur, District Jashpur, Chhattisgarh.
4. Block Education Officer, Bagicha, District Jashpur, Chhattisgarh.

---Respondents

For petitioners	:	Shri Nimesh Jha, Advocate.
For State	:	Shri Sameer Behar, Panel Lawyer.

Hon'ble Shri Justice P. Sam KoshyOrder on Board11/01/2019

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 are 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) and also the circular of the State Government dated 05/03/2008 and any further circulars regarding regularization.

4. With the aforesaid observations, the present writ petition stands disposed off.

Sd/-

(P. Sam Koshy)
JUDGE