

HIGH COURT OF CHHATTISGARH AT BILASPURWPS No. 626 of 2019

Amit Markam S/o Shri Shiv Kumar Markam, Aged About 35 Years, R/o Near Hardeolal Temple, Tikrapara Raipur, Chhattisgarh.

---Petitioner

Versus

1. State Of Chhattisgarh, Through The Secretary, Department Of Home, Secretariat, Mahanadi Bhawan, Naya Raipur, Raipur Pin - 492001.
2. The Director, State Of Forensic Science Laboratory, Raipur Pin - 492001.

---Respondents

For petitioner	:	Shri Dinesh Tiwari, Advocate.
For State	:	Shri A.N.Bhakta, Dy.A.G.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

31/01/2019

1. The grievance of the petitioner in the instant Writ Petition is that, the petitioner who has been appointed as "Viscera Cutter" does not have a promotional avenue in the service rules governing the service condition of the petitioner.
2. According to the counsel for the petitioner, the persons who are similarly placed in the Class-IV cadre like Lab-Assistant etc. are being considered for promotion to the Class-III category on completion of minimum length of service, but so far as the petitioner is concerned, for want of any promotional avenues, the petitioner would retire from the same post on which they were appointed and thus prayed for the rules to be amended

to the extent that the “Viscera Cutter” also be considered for promotion at par with the Lab-Assistant etc. in the department.

3. Given the aforesaid facts and circumstances of the case, particularly taking into consideration the fact that the relief sought for by the petitioner can only be granted by the State Government as it is the State Government which has make the law and which has a power to modify and amend the same, let the petitioner make a suitable representation in this regard to the respondent No.1 within a period of 3 weeks from today and the respondent No.1 in turn may take a decision on the representation of the petitioner within a further period of 4 months from the date of receipt of representation.

4. The Writ Petition accordingly stands disposed off.

Sd/-

(P. Sam Koshy)
JUDGE

Sumit