

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 1609 of 2019**

Dubraj Chouhan S/o Shri Sunau Ram Aged About 52 Years Posted At
Premetric Boys Hostel Kunkuri No. 1, District Jashpur Chhattisgarh, District
: Jashpur, Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Tribal Welfare Department,
Mantralaya, Mahanandi Bhawan, New Raipur District Raipur Chhattisgarh,
District : Raipur, Chhattisgarh
2. Commissioner Tribal Welfare And Development Department, Raipur
District Raipur Chhattisgarh, District : Raipur, Chhattisgarh
3. Assistant Commissioner Tribal Welfare And Development Department,
Jashpur District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
4. Collector (Tribal Welfare And Development Department), Jashpur District
Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. B. P. Banjare, Advocate
For State	:	Mr. Rahul Mishra, Dy. GA

Hon'ble Shri Justice P. Sam Koshy**Order on Board****08/03/2019**

1. The present petition under Article 226 of the Constitution of India

has been filed for a direction to the respondents to grant regular

pay-scale to the petitioner under the contingency services

immediately on completion of three years of service from the

initial date of appointment.
2. Learned counsel for the petitioner submits that the petitioner is

in employment since 12.08.1992 and therefore he is entitled for

grant of regular pay-scale after completion of three years service. He further submits that similar reliefs have already been granted to certain persons whose services were also regularized in the State Government in the year 2008. He refers to an order dated 10.03.2015 stating that the said order is in respect of identically placed persons.

3. At this juncture, learned State counsel submits that it would be better if the petitioner files detailed fresh representation to respondent no.3 along with all relevant documents in support of his claim including the orders of the State Government as also the orders of the High Court in other connected petitions. He further submits that in case representation is made, the respondent no.3 shall decide the same within a further period of three months from the date of receipt of the representation.
4. The proposal of the State counsel is acceptable to the counsel for the petitioner.
5. Accordingly, the present writ petition stands disposed of with liberty to the petitioner to file fresh representation to respondent no.3 along with all relevant documents in this regard giving benefit to similarly placed persons and on such representation

being made, respondent no.3 shall dispose off the same within a period of 90 days from the date of receipt of the representation.

6. It is made clear that this Court has not expressed any opinion so far as the entitlement of the petitioner is concerned. The Authorities shall be free to take a decision purely in accordance with the rules governing the field.

7. No order as to costs.

Sd/-

(P. Sam Koshy)
Judge

Rohit