

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 2148 of 2019

Surendra Kumar Satpathi S/o Late Shri Rasbihari Satpathi Aged About 63 Years R/o House No. 299DH, Malidipa, Near Gayatri Temple, Boirdadar, District- Raigarh, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Public Works Department, Mahanadi Bhawan, Atal Nagar, New Raipur, Chhattisgarh.
2. The Engineer-In-Chief Public Works Department, Sirpur, Bhawan, District : Raipur, Chhattisgarh
3. The Chief Engineer Public Works Department, Bilaspur Division District- Bilaspur, Chhattisgarh.
4. The Executive Engineer Public Works Department, Raigarh Division, District- Raigarh, Chhattisgarh.
5. The Joint Director Treasury, Account And Pension, Bilaspur, District- Bilaspur, Chhattisgarh.

---Respondents

For Petitioner	:	Ms. Varsha Sharma, Advocate
For State	:	Mr. Sameer Behar, Panel Lawyer

Hon'ble Shri Justice P. Sam Koshy
Order on Board

27/03/2019

1. The petitioner through the present writ petition is claiming for an appropriate relief of counting the period spent as daily wage employee for the purpose of regular pay-scale and other benefits.
2. At the outset, this Court is not inclined to entertain the writ petition for the reason that firstly the petitioner is a retired employee. While he was serving the Department, he has never raised any such dispute. Moreover, what is apparently evident is that the petitioner's initial engagement was as a daily wage employee and it is settled position

of law that a daily wage employee would not have any substantial claim as that of a regular employee, unless the initial engagement itself is following a due selection process.

3. In the instant case, the petitioner is not able to establish either of the two grounds and therefore the present writ petition being devoid of merit and also filed at a belated stage, the same deserves to be and is accordingly dismissed.

Sd/-
(P. Sam Koshy)
Judge

Ved