

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 2288 of 2019

Premraj Dahariya S/o Late Dasraj Dahariya Aged About 26 Years
R/o Bazar Para, Near Water Tank Mandi Road Kondagaon, District -
Kondagaon Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Panchayat And Rural Development, Mahanadi Bhawan, Atal Nagar, New Raipur, District - Raipur Chhattisgarh.
2. Chief Executive Officer Zila Panchayat, Kondagaon, District - Kondagaon Chhattisgarh.
3. Chairman General Administration Body, Zila Panchayat, Kondagaon, District - Kondagaon Chhattisgarh.

---Respondents

For Petitioner	:	Mr. Somkant Verma, Advocate
For State	:	Mr. P. Acharya, Panel Lawyer

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

29/03/2019

1. The relief sought for by the petitioner in the instant Writ Petition is for quashment of order, whereby the petitioner's contractual employment has not been renewed by the respondents.
2. At the outset, this Court is of the opinion that it is not a case where the contract period or the contractual employment of the petitioner has been terminated half way through the contract period. It is a case where the petitioner has been permitted to perform his duties through the entire contractual period for which he was engaged. Thereafter, it is exclusively within the domain of the respondents to decide whether renewal has to be granted to a contractual employee or not.

3. The High Court in exercise of its Writ Jurisdiction under Article 226 of the Constitution of India would not substitute itself as an agency to decide the eligibility of the petitioner for renewal.
4. The only relief which this Court can give to the petitioner is for making a suitable representation to the higher authorities for reconsidering the claim for renewal of contractual employment. In case, if the petitioner makes a representation within a period of 4 weeks from today, the respondents authorities may decide the same as expeditiously as possible preferably within a further period of 60 days from the date of receipt of the copy of this order.
5. With the aforesaid observation, the Writ Petition stands disposed off.

Sd/-
(P. Sam Koshy)
Judge

Ved