

**HIGH COURT OF CHHATTISGARH AT BILASPUR****WPS No. 2723 of 2019**

Bhog Singh Bhoi S/o Late Gopi Bhoi Aged About 47 Years Posted As  
Lecturer, Government Higher Secondary School Banigirola, District  
Mahasamund Chhattisgarh., District : Mahasamund, Chhattisgarh

**---- Petitioner****Versus**

1. State Of Chhattisgarh Through Secretary, School Education Department,  
Mantralaya, Mahanadi Bhawan, Atal Nagar, Raipur, District Raipur  
Chhattisgarh., District : Raipur, Chhattisgarh
2. Director Public Education, Block No.3, First Floor, Indrawati Bhawan, Atal  
Nagar Raipur, District Raipur Chhattisgarh., District : Raipur, Chhattisgarh
3. District Education Officer Mahasamund, District Mahasamund  
Chhattisgarh., District : Mahasamund, Chhattisgarh

**---- Respondents**

|                |   |                                  |
|----------------|---|----------------------------------|
| For Petitioner | : | Mr. Raghvendra Pradhan, Advocate |
| For State      | : | Mr. Jitendra Pali, Dy. AG        |

**Hon'ble Shri Justice P. Sam Koshy****Order on Board****10/04/2019**

1. Default pointed out by the Registry as of now stands ignored and with  
the consent of the parties matter heard finally at motion stage.
2. The grievance of the petitioner in the instant case is for grant of  
seniority from the date of initial appointment.
3. The facts of the case is that the petitioner was initially appointed in  
the Tribal Department way back in the year 1993 and while serving  
the department, the petitioner was sent on deputation in the year  
1995 to Education Department and in the Education Department  
services of the petitioner has been absorbed in the year 2009 and  
seniority has been granted to the petitioner from the year 2009  
onwards.

4. Counsel for the petitioner submits that the petitioner's services since was absorbed in the education department in 2009, the earlier service period rendered in the Tribal Department cannot get wiped out and he should be granted seniority from the initial date of appointment. Counsel for the petitioner further submits that the department in the case of identically placed persons has granted the relief from the date of initial date of appointment in the Tribal Department but for reasons best known the petitioner has not been granted the said benefit. Counsel for the petitioner further submits that he has made repeated representation in this regard to the department which also till date has not been decided which has led to the filing of the present writ petition.
5. Given the aforesaid limited grievance that the petitioner has this Court is of the opinion that ends of justice would meet if the respondent No. 2 is directed to take a prompt decision on the representation of the petitioner so far as the grant of seniority is concerned. Respondent No. 2 while deciding the the representation will take into consideration the orders passed in respect of similarly placed persons and also would keep in view the rules of the State Government pertaining to the grant of seniority in respect of those persons who were brought to the department on deputation and later on absorbed.
6. Let the representation of the petitioner be decided at the earliest preferably within a period of four months from the date of receipt of copy of this order.

Sd/-  
**(P. Sam Koshy)**  
**Judge**