

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 2478 of 2019**

1. Sukra Ram S/o Late Ram Aged About 62 Years Presently Working As Gangman In The Office Of Sub Division Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
2. Rabi Ram S/o Karma Aged About 60 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
3. Jidhan Ram S/o Dhane Aged About 59 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
4. Harpath Ram S/o Makdu Ram Uraon Aged About 59 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
5. Tuni Ram S/o Budu Ram Aged About 51 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
6. Bambad S/o Naka Aged About 62 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
7. Rampati S/o Kulu Aged About 57 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
8. Sokhro S/o Korwa Aged About 58 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
9. Fulsai S/o Marha Uraon Aged About 60 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
10. Ramji S/o Tote Uraon Aged About 57 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
11. Bishun S/o Kamil Uraon Aged About 50 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
12. Munshi Ram S/o Bigal Ram Aged About 59 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
13. Damodar Ram S/o Mahaveer Ram Aged About 59 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh
14. Londhu S/o Sanju Aged About 59 Years Presently Working As Gangman In The Office Of Sub Divisional Office, Public Works Department, Kusmi, District- Balrampur, Chhattisgarh

---- Petitioners**Versus**

1. State Of Chhattisgarh Through The Secretary, Public Works Department, Mahanadi Bhawan, Mantralaya, Atal Nagar, Raipur, District- Raipur, Chhattisgarh
2. Engineer-In-Chief Public Works Department, Raipur, District- Raipur, Chhattisgarh
3. Chief Engineer Public Works Department, Bilaspur, District- Bilaspur, Chhattisgarh
4. Superintendent Engineer Public Works Department, Ambikapur, Division Ambikapur, District- Surguja, Chhattisgarh
5. Sub Divisional Officer Public Works Department, Kusmi, District- Balrampur, Chhattisgarh

---- Respondents

For Petitioners	:	Mr. C. Jayant K. Rao, Advocate.
For State	:	Mr. P. Acharya, Panel Lawyer

Hon'ble Shri Justice P. Sam Koshy

Order on Board

04/04/2019

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 petitioners under the contingency services immediately on completion of three years of service from the initial date of appointment.
2. Learned counsel for the petitioners submits that the petitioners are in employment from 1985 - 1990 and therefore they are 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 petitioners file detailed fresh representation to respondent no. 3 along with all relevant documents in support of their 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 petitioners.

5. Accordingly, the present writ petition stands disposed of with liberty to the petitioners 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 petitioners are 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**