

HIGH COURT OF CHHATTISGARH, BILASPUR**WRIT PETITION (S) NO.6492 OF 2019**

1. Babu Lal Baretha S/o Usat Ram Baretha Aged About 49 Years Posted At Primary School Rajghata, Block Kharsiya, District Raigarh Chhattisgarh.
2. Fagu Lal Patel S/o Shri Kanhai Lal Patel Aged About 42 Years Posted At Primary School Bazarpara, Dharamjaigarh, Block Dharamjaigarh, District Raigarh Chhattisgarh.

...Petitioner(s)**Versus**

1. State of Chhattisgarh Through Secretary, School Education Department, Mantralaya, Mahanadi Bhawan, New Raipur, District Raipur Chhattisgarh.
2. Director Lok Shikshan Sanchanalaya, Indrawati Bhawan, New Raipur, District Raipur Chhattisgarh.
3. District Education Officer Raigarh, District Raigarh Chhattisgarh.
4. Block Education Officer Kharsiya, District Raigarh Chhattisgarh.
5. Block Education Officer Dharamjaigarh, District Raigarh Chhattisgarh.

... Respondent(s)

For Petitioners	:	Shri B.P. Banjare, Advocate.
For Respondent-State	:	Shri Anshuman Shrivastava, Panel Lawyer.

Hon'ble Shri Justice P. Sam Koshy**Order on Board****27.08.2019**

1. The present petition under Article 226 of the Constitution of India has been filed for a direction to the respondents to grant regular payscale 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 since 01.12.1992 and 27.11.1996 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 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 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