

HIGH COURT OF CHHATTISGARH, BILASPUR**WRIT PETITION (S) NO.7265 OF 2019**

1. Laxmidhar Ram S/o Visheshwar Ram Aged About 45 Years Peon, Government Higher Secondary School, Kurdeg, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
2. Mangal Sai Ram S/o Late Sudhu Ram Aged About 41 Years Peon, Government Higher Secondary School, Bimda, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
3. Pradeep Kumar Yadav S/o Tarun Chandra Yadav Aged About 48 Years Peon, Government Higher Secondary School, Mahadevdand, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
4. Basil Bhagat S/o Buddhu Bhagat Aged About 48 Years Peon, Government Higher Secondary School, Mahadevdand, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
5. Gosai Ram S/o Budhna Ram Aged About 46 Years Peon, Government Higher Secondary School, Bagicha, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh

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

1. State of Chhattisgarh Through The Secretary, Tribal Welfare Department, Mahanadi Bhawan, Mantralaya, Atal Nagar, Raipur, District Raipur Chhattisgarh, District : Raipur, Chhattisgarh
2. Collector Jashpur, District Jashpur Chhattisgarh.
3. Assistant Commissioner Tribal Welfare Department Jashpur, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
4. Principal Government Higher Secondary School, Kurdeg, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
5. Principal Government Higher Secondary School, Bimda, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
6. Principal Government Higher Secondary School, Mahadevdand, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh
7. Principal Government Higher Secondary School, Bagicha, Block Bagicha, District Jashpur Chhattisgarh, District : Jashpur, Chhattisgarh

... Respondent(s)

For Petitioners	:	Shri C Jayant K Rao, Advocate.
For Respondent-State	:	Shri Jitendra Pali, Dy. Advocate General.

Hon'ble Shri Justice P. Sam Koshy**Order on Board****16.09.2019**

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 since 1995 and therefore they are entitled for grant of regular payscale 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 claims 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 decide 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 is 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