

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 10132 of 2019

1. Avinash Kumar Agnihotri, S/o. Shri Rohini Prasad Agnihotri, Aged About 41 Years, R/o. Aditya Nagar, Behind Housing Board, Durg, Police Station Mohan Nagar, Tahsil And District Durg, Chhattisgarh.
2. Manish Kumar Sahu, S/o. Shri Kripal Ram Sahu, Aged About 37 Years, R/o. In Front Of Jain Tent House, Kududand, Bilaspur, Police Station Civil Line, Tahsil And District Bilaspur Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh, Through Its Secretary, Department Of Home / Police, Mahanadi Bhavan, Mantralaya, Police Station And Post Rakhi, Atal Nagar, Raipur, District Raipur Chhattisgarh.
2. Director General Of Police (D.G.P.) Police Headquarters (PHQ), Near Mahanadi Bhavan, Police Station And Post Rakhi, Atal Nagar, Raipur, District Raipur Chhattisgarh.
3. Additional Director General Of Police (ADGP) Chhattisgarh Armed Force (CAF), Police Headquarters (PHQ), Near Mahanadi Bhawan, Police Station And Post Rakhi, Atal Nagar, Raipur, District Raipur Chhattisgarh.
4. Inspector General Of Police (Administration) Police Headquarters, (PHQ), Near Mahanadi Bhawan, Mantralaya, Police Station And Post Rakhi, Atal Nagar, Raipur, District Raipur Chhattisgarh.
5. Sudarshan Singh Dhruv, Inspector, Economic Offence Wing, Raipur, District Raipur Chhattisgarh.
6. Padma Jagat, Inspector, Police Line Balod, District Balod Chhattisgarh.

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For Petitioner	:	Mr. Abhishek Pandey, Advocate
For State	:	Mr. Kunal Das, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

09.12.2019

1. Learned counsel for the petitioner submits that the petitioners have joined in the post of Platoon Commander in September, 2013 and the respondent No.5 & 6 also joined to the post of Sub Inspector in the year 2013. Though earlier in the seniority list, the name of the petitioners were ahead of the respondent No.5 & 6; however, subsequently taking the joining of the respondent No.5 & 6 from the year 2009 on the basis of

certain litigation which was pending they were promoted and the petitioners were deprived for consideration for promotion. The petitioners submit that, at this moment, the representation of the petitioners which is pending may be directed to be decided.

2. Considering the factual aspect, the petitioners claiming discrimination on the ground that the others have been granted promotion. Since the limited prayer has been made, without any observation on merit, at this stage, it is directed that the respondent No.2/ D.G.P. may decide the representation of the petitioners. The petitioners shall be at liberty to make a fresh representation with all relevant documents including the copy of the writ petition within a period of 3 weeks and thereafter respondent No.2 shall decide the representation of the petitioners within a further period of 90 days.

3. With such observation, the writ petition stands disposed of.

Sd/-
(Goutam Bhaduri)
Judge