

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 3295 of 2020

Faguram Tandon S/o Late Shri Raghu Tandon Aged About 54 Years R/o Bhatgaon, Ward No. 14, Bajari Chowk, Tahsil Bilaigarh, Police Station Bhatgaon, District Balodabazar Bhatapara Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through Its Secretary, Department Of Excise Mahanadi Bhawan, Mantralaya, Police Station And Post Rakhi, Atal Nagar, Nawa Raipur, District Raipur Chhattisgarh.
2. Upper Excise Commissioner, Officer Of Excise Commissioner, Mahanadi Bhawan, Police Station And Post Rakhi, Atal Nagar, Nawa Raipur, District Raipur Chhattisgarh.
3. District Excise Officer, Office Of District Excise Officer, Department Of Excise Baloda Bazaar, District Baloda Bazaar Bhatapara Chhattisgarh.
4. Narayan Singh Kanwar, Head Constable, Department Of Excise, Office Of District Excise Officer, Korba, District Korba Chhattisgarh.
5. Pokhraj Sandilya, Head Constable, Department Of Excise, Office Of District Excise Officer, Gariyaband District Gariyaband Chhattisgarh.

---- Respondents

For Petitioner : Mr. Abhishek Pandey, Advocate.

For State : Mr. Amrito Das, Addl. A.G.

Hon'ble Shri Justice Goutam Bhaduri

ORDER

21.08.2020

Heard

1. Learned counsel for the petitioner would submit that as per the gradation list dated 4-9-2019 (Annexure P/1), petitioner is much senior to respondent No.4 Narayan Singh Kanwar and respondent No.5 Pokhraj Sandilya, however, ignoring the seniority of the petitioner, respondents No. 4 and 5 have been promoted by order dated 21-7-2020 (Annexure P/2). He would further submit that though the service career of the petitioner is excellent and neither any criminal case nor any departmental enquiry is pending

against the petitioner, petitioner has not been considered for promotion. Therefore, under the circumstances, the petitioner may be given liberty to make a representation before respondent No.1 along with copy of the petition so that the position of the petitioner can be ascertained and the grievance can be redressed.

2. Considering the submission made by the petitioner, without any observation of the merits of the case, the petitioner is given liberty to make a representation before respondent No.1 along with relevant documents including copy of the petition within a period of two weeks and on such representation being filed, respondent No.1 shall consider and decide the same within further period of four months from the date of receipt of a copy of this order.
3. With the aforesaid observation/direction, the writ petition stands disposed of.

**Sd/-
Goutam Bhaduri
Judge**

Aks