

HIGH COURT OF CHHATTISGARH AT BILASPUR**W.P.(S) No. 174 of 2020**

1. Suresh Ram Nayak, S/o. Shri Tilak Ram, Aged About 35 Years, R/o. Village Dhuriya Amba, P.O. Makribandha, Tahsil Duldula, District Jashpur Chhattisgarh
2. Jagindar Sai, S/o. Shri Lavang Sai, Aged About 35 Years, R/o. Simda, Tahsil Duldula, District Jashpur Chhattisgarh
3. Salik Ram, S/o. Shiv Ram, Aged About 34 Years, R/o. Village Post Devri, Tahsil Kansabel, District Jashpur Chhattisgarh

---- Petitioners**Versus**

1. State Of Chhattisgarh, Through The Secretary, School Education Department, Mantralaya Mahanadi Bhawan, Atal Nagar, Raipur, District Raipur Chhattisgarh
2. The Collector Jashpur, District Jashpur Chhattisgarh
3. Assistant Commissioner, Tribal Welfare, Jashpur, District Jashpur Chhattisgarh
4. The District Education Officer, Jashpur, District Jashpur Chhattisgarh
5. The Block Education Officer, Block Education Office, Kansabel, District Jashpur Chhattisgarh
6. The Block Education Officer, Block Education Office, Farsabahal District Jashpur Chhattisgarh
7. The Block Education Officer, Block Education Office, Duldula, District Jashpur Chhattisgarh

---- Respondents

For Petitioners : Mr. Neeraj Pradhan, Advocate

For State/Respondents : Mr. Avinash Singh, Panel Lawyer

Hon'ble Shri Justice Goutam Bhaduri**Order on Board****10.01.2020**

1. Grievance of the petitioners is that the petitioner No.1 & 2 were appointed as Part-time Sweeper on 10.08.2007 and petitioner No.3 was appointed on 06.09.2007. It is contended that though the petitioners are rendering more than 12 years of service but they have not been absorbed as Full-time employee. It is stated that as per Annexure P-5, one Sita Bai has been absorbed in the establishment as Full-time employee and likewise

the other persons have also been given the said benefit. The petitioners stated that they have rendered more than 12 years of service despite that they are still continued on the post of Part-time Sweeper. It is further stated that the petitioners claim the parity as has been granted to the other likewise persons who have been granted the status of Full-time employee and who were at the same footing that of the petitioners. The petitioners contend therefore the petitioners have made a representation to the District Education Officer, Jashpur by Annexure P-7 on 16.10.2019; however, the same has not been decided. Therefore, considering the parity and status of the petitioners with that of others, the representation of the petitioners may be decided.

2. Taking into such fact, prima facie, it appears that the petitioners though were appointed in 2007 they are still working as Part-time Sweeper. As it has been alleged that the services are being rendered on full-time basis and likewise other persons have granted the benefit of status of full-time employee, the petitioners are given liberty to make a fresh representation within a period of three weeks to the District Education Officer, Jashpur, who in turn shall decide the claim of the petitioners within a further period of 45 days from the date of receipt of the copy of representation.
3. With such observation, the petition stands disposed off.

Sd/-
(Goutam Bhaduri)
Judge