

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR

WPS No. 1682 of 2021

Jitendra Kumar Tondey S/o Shri Jawahar Lal Tondey Aged About 50 Years
Working As Lecture And Posted At Govt. Higher Secondary School Shivtarai,
Block Kota, District Bilaspur Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Secretary, Department Of Education, Mantralaya, Mahanadi Bhawan, Atal Nagar Nawa Raipur District Raipur Chhattisgarh
2. Director Directorate Of Chhattisgarh Public Instruction, Raipur District Raipur Chhattisgarh
3. District Education Officer Bilaspur District Bilaspur Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Ajay Shrivastava, Advocate
For State	:	Ms. Akanksha Jain, Dy. G.A.

Hon'ble Shri Justice P. Sam Koshy

Order on Board

09/04/2021

1. The grievance of the petitioner in the present writ petition is the action on the part of the respondents in granting promotion at a belated stage, though he was entitled for the promotion to the post of Lecturer w.e.f. 19.06.2012 onwards.
2. According to the petitioner, a similarly placed person namely Rajesh Nath Yogi had approached this Court vide WPS No. 4715/2018 seeking for a similar promotion from an earlier date. The writ petition was disposed of on 23.07.2018, whereby the said person was granted liberty to make a representation and the authorities were directed to decide the representation. Subsequently, the said person had been granted promotion on the post of Lecturer from 19.06.2012 onwards.

According to the petitioner, he also is identically placed as that of Rajesh Nath Yogi and therefore the petitioner also is entitled for being considered for promotion along with other similarly placed persons, who were granted promotion w.e.f. 16.06.2012 and also in parity with the case of Rajesh Nath Yogi, who has been recently granted promotion w.e.f. 19.06.2012.

3. Given the said factual matrix of the case, let the petitioner therefore move an appropriate representation to the respondent No.2, who in turn shall duly get the service records of the petitioner and compare his case along with other similarly placed persons appointed along with the petitioner and also compare the case of the petitioner in parity with the case of Rajesh Nath Yogi and an appropriate decision for grant of promotion to the petitioner be taken preferably within a period of 90 days from the date of receipt of the copy of this order.
4. With the aforesaid observations, the present writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge

Ved