

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 2177 of 2021**

4. B. Maheshwar Rao S/o Shri B. Narsingh, Aged About 52 Years
Occupation- Head Master, Middle School, Sekanpalli, Block- Usur,
District- Bijapur, Chhattisgarh
2. Bhanushankar Nag S/o Late Shri Mangaluram Nag, Aged About 51
Years, Occupation- Head Master, Government Middle School,
Dharmaram, Block- Usur, District- Bijapur, Chhattisgarh

---- Petitioners**Versus**

1. State Of Chhattisgarh Through Secretary, Department Of Schedule
Caste And Schedule Tribe Development Department, Mahanadi
Bhawan, New Mantralaya, Atal Nagar, District- Raipur, Chhattisgarh
2. The Commissioner, Schedule Caste And Schedule Tribe
Development Department, Head Quarter, Pt. Ravishankar Shukla
University Campus, District- Raipur, Chhattisgarh
3. The Collector, Bijapur, District- Bijapur, Chhattisgarh
4. The District Education Officer Bijapur, District- Bijapur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Neeraj Choubey, Advocate
For State	:	Mr. Amrito Das, Addl. Advocate General

Hon'ble Shri Justice P. Sam Koshy**Order on Board****11/06/2021**

1. The grievance of the petitioners in the present writ petition is to the non
consideration of the petitioners by the respondents as trained teacher.
2. The two petitioners herein have crossed the age of 50 years inasmuch as
petitioner No.1 is aged about 52 years and petitioner no.2 is aged about 51
years. They were initially appointed on the post of Assistant Teacher as
well as Upper Division Teacher respectively. In due course of time the

petitioners having given the charge of Head Masters, working on the post of in-charge Head Masters in the Primary/ Middle School. The petitioners have put in more than 20 years of service and have also completed 50 years of age. The petitioners are relying upon the circular of the State Government dated 22.11.1979 whereby the State Government have exempted for undergoing the training required for being declared as Trained Teachers.

3. At this juncture, the limited prayer that counsel for the petitioners prays for is that they have already represented to the higher authorities in the department and they may further be made to make a fresh representation to the higher authorities supported with all relevant documents and which the Authorities concerned may consider in accordance with rules, regulations and circulars governing the field and in case if the petitioners are found entitled for the benefit, the same be extended at the earliest.
4. The limited prayer sought for by the petitioners is not opposed by the State counsel, except for the fact that contentions raised by the petitioners need to be verified from the service records of the petitioners.
5. Given the said submissions by the counsel for the parties, the writ petition stands disposed of directing respondents 1 & 2 to take an appropriate decision in the case of petitioners deciding as to whether the petitioners would be entitled for the exemption for being declared as Trained Teachers or not?
6. Let an appropriate decision be taken in this regard at the earliest preferably within a period of 60 days from the date of receipt of copy of this order.
7. With the aforesaid observations, the present writ petition stands disposed of.

Sd/-
(P. Sam Koshy)
Judge