

NAFR

HIGH COURT OF CHHATTISGARH AT BILASPUR**WPS No. 2458 of 2021**

1. Lohra Ram S/o Raturam Aged About 47 Years Working As Peon, Govt. Middle School, Khakhra, Block-Bagicha, District- Jashpur, Chhattisgarh
2. Baijnath Ram S/o Larang Sai Aged About 45 Years Working As Peon, Govt. Middle School, Tigra, Block-Manora, District Jashpur, Chhattisgarh
3. Sukhram S/o Faguram Aged About 48 Years Working As Peon, Govt. Boys Hostel, Gidha, Block- Manora, District Jashpur, Chhattisgarh
4. Ronha Ram S/o Guthluram Aged About 48 Years Working As Peon, Govt. Boys Hostel, Gidha, Block-Manora, District Jashpur, Chhattisgarh

---- Petitioners**Versus**

1. State Of Chhattisgarh Through The Secretary, School Education Department, Mahanadi Bhawan, New Raipur, P.S. Rakhi, District Raipur, Chhattisgarh
2. The Collector Jashpur, District Jashpur, Chhattisgarh
3. The Assistant Commissioner Tribal Welfare Department, District Jashpur, Chhattisgarh
4. The District Education Officer Jashpur, District Jashpur, Chhattisgarh
5. The Block Education Officer Bagicha, District- Jashpur, Chhattisgarh
6. The Block Education Officer Manora, District Jashpur, Chhattisgarh

---- Respondents

For Petitioner	:	Mr. Harish Khuntiya, Advocate
For State	:	Mr. Jitendra Pali, Dy. AG

Hon'ble Shri Justice P. Sam Koshy
Order on Board

17/06/2021

1. Learned Counsel for petitioners submits that the Petitioners were appointed on 02.06.1995 and therefore they are entitled to get the benefit of regular pay scale after completion of three years of service. He further submits that similar relief has already been granted to certain persons whose services were also regularised in the State Government. He refers

to an order dated 28.9.2018 (Annexure P-5) and submits that in the likewise nature, few of the other persons, who were similarly placed, have been given the benefit of regular pay scale on completion of three years of service.

2. At this juncture, learned State Counsel submits that it would be better if the Petitioner files a detailed fresh representation before Respondent No.4 along with all relevant documents in support of his claim including the orders of the State Government as also the orders of the High Court in other connected petitions. He further submits that in case the representation is made, the Respondent No.4 shall decide the same within a further period of three months from the date of receipt of such representation.
3. The said proposal of learned State Counsel is acceptable to learned Counsel for Petitioners.
4. Accordingly, the present Writ Petition stands disposed of with liberty to the Petitioners to file a fresh detailed representation before Respondent No.4 along with all relevant documents in this regard whereby similar benefits were given to other persons, and on such representation being made, the Respondent No.4 shall decide the same within a period of 90 days from the date of receipt of such representation.
5. It is made clear that this Court has not expressed any opinion so far as the entitlement of the Petitioners is concerned. The authorities shall be free to take a decision purely in accordance with the rules governing the field.
6. Writ Petition accordingly stands disposed of.

Sd/-
(P. Sam Koshy)
Judge