

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 2651 of 2021

- Sitara Women Self Help Group Bhanwarmal Through President Smt. Nibha Devi, w/o Ravi Thakur, A/a- 35 Years, R/o Village- Bhanwarmal, P.S And Tahsil- Ramanujganj, District- Balrampur- Ramanujganj, Chhattisgarh.

---- Petitioner

Versus

1. State Of Chhattisgarh Through- The Secretary Department Of School Education Department, Mahanadi Bhawan, New Raipur, District- Raipur, Chhattisgarh.
2. The Collector Balrampur, District- Balrampur- Ramanujganj, Chhattisgarh.
3. The Chief Executive Officer Zila Panchayat, Balrampur, District- Balrampur- Ramanujganj, Chhattisgarh.
4. The Chief Executive Officer Janpad Panchayat, Ramchandarpur, District- Balrampur- Ramanujganj, Chhattisgarh.
5. Block Education Officer Block- Ramchandarpur, District- Balrampur- Ramanujganj, Chhattisgarh.

---- Respondents

For Petitioner : Shri A.N. Pandey, Advocate

For Respondent/ State : Shri Siddharth Dubey, Dy. G.A.

Hon'ble Shri Justice Goutam Bhaduri

Order on Board

02.07.2021

Heard

1. Learned counsel for the petitioner would submit that on 16.07.2019 the respondents No. 5 has cancelled the contract given to the petitioner in respect of the supply of ready to eat food under Mid-Day Meal scheme. It is stated that subsequently the petitioner has filed an appeal/ representation before the Collector by Annexure P-6 dated 11.11.2020 which is still pending which may be directed to be decided.
2. Given the said facts and circumstances of the case, considering the fact that

the decision of Block Education Officer is under challenge before the Collector and the petitioner having already been approached the Collector by filing an appeal/ representation, the writ petition itself can be disposed of at this juncture by directing Respondent No. 2 to decide the representation of the petitioner within a reasonable time. However, the petitioner would be at liberty to file a fresh representation if so chooses. The petitioner may also file interim application if so advised. It may be decided according to its own merits. It is made clear that this Court has not expressed any opinion to the right of the petitioner. The Collector shall decide the representation of the petitioner Annexure P-6 or any other fresh representation if filed within a further period of 60 days from the date of receipt of the copy of this order.

3. With the aforesaid observation, the petition stands disposed of.

Sd/-
(Goutam Bhaduri)
Judge

Jyoti